Town of Wayland

WARRANT

WAYLAND PUBLIC LIBRARY
5 CONCORD ROAD
WAYLAND, MA 01778

With Finance Committee Report

1991 Annual Town Meeting

Thursday April 25, 1991 7:45 P.M.

Wayland High School Field House

Special Town Meeting

Wednesday May 1, 1991 8:30 P.M.

ANNUAL TOWN ELECTION

Tuesday April 23, 1991

Precincts 1 and 4	Town Building Gymnasium
Precincts 2 and 3	Middle School

VOTING HOURS: 7:00 A.M. – 8:00 P.M.

ADJOURNED MEETINGS

It is anticipated that, if adjourned meetings are necessary to complete action on these Warrants, they will be held on the following dates, subject to Town Meeting approval:

April 29 - Monday

May 1 - Wednesday

May 2 - Thursday

and thereafter, as may be necessary, on Mondays, Wednesdays, and Thursdays as Town Meeting directs.

If you have any questions about the Articles, please attend the **Warrant Hearing Thursday, April 18, 1991**, at the Town Building. You may also call the Executive Secretary's office at 358-7701, Extension 166 before Town Meeting time. **Hearing time - 8:00 P.M.**

ANNUAL AND SPECIAL

TOWN MEETING

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VOLUNTEER TO SERVE YOUR TOWN!

WAYLAND GOVERNMENT NEEDS YOU!

Through the year, new Town Committees and Boards are established and vacancies on existing Boards are created. Town government always needs new input and new ideas. Your background and expertise may be of great value to your community. Participation in your local government can be extremely satisfying. If you feel that you might be interested in serving on a Committee in Wayland, please complete the form below and return it to: Board of Selectmen, Town Building, 41 Cochituate Road, Wayland, MA 01778.

NAME:_____ TEL. NO._____

ADDRESS:_____

OCCUPATION:_____

AREA OF EXPERTISE OR KNOWLEDGE:_____

EXPERIENCE IN GOV'T: (If any, not required)_____

INDICATE INTERESTS BELOW:

____Administration
____Board of Appeals
____Cable Television
____Conservation
____Data Processing
____Education
____Elderly
____Facilities
____Finance
____General
____Government
____Health
____Historical
____Housing
____Insurance
____Library
____Local Arts Council
____Parks & Recreation
____Personnel
____Planning
____Public Ceremonies
____Recycling
____Regional Cooperation
____Resource
____Resource Recovery/ Landfill
____Social Services
____Town Report
____Transportation
____Veterans
____Youth

Place
Stamp
Here

BOARD OF SELECTMEN
TOWN OF WAYLAND
41 Cochituate Road
Wayland, Massachusetts 01778

WARRANT FOR SPECIAL TOWN MEETING

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss. Town of Wayland

* * * WARRANT * * *

To any of the Constables of the Town of Wayland,
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify all residents of the Town of Wayland, who shall be qualified to vote in accord with the provisions of G. L. Chapter 51, Section 1, to meet in the Field House of the Wayland High School on

WEDNESDAY, MAY 1, 1991 AT 8:30 P.M.

or as soon thereafter as the Article then under discussion in the Annual Meeting is disposed of, then and there to act on the following Articles:

ARTICLE 1. TRANSFER SURPLUS PROCEEDS OF SALES OF BONDS FOR ROAD CONSTRUCTION

Proposed by: Road Construction Committee $230,000 passed

To see if the Town will vote to appropriate a sum of money to be expended by the Road Construction Committee, for the design and reconstruction of Loker Street from School Street to Alden Road; to determine whether such appropriation shall be provided by transfer from the unexpended balance of proceeds from the sale of bonds authorized under Article 21 of the 1987 Annual Town Meeting; and to authorize the Road Construction Committee to contract for and expend any State or Federal aid available for said project and take all other action necessary to carry out this project.

COMMENTS: The motion adopted under Article 21 of the 1987 ATM authorized the Town to borrow $4,500,000 for the reconstruction of certain specified roads. Work on all these roads, which has been carried out under the direction of the Road Construction Committee, is or shortly will have been completed under budget. This proposed Article seeks authorization to apply the residual funds (approximately $250,000) to exactly the same type work as was authorized under Article 21 of the 1987 ATM, but on a road not originally specified. Completion of the proposed project will exhaust the residual funds. Loker Street has been selected on the recommendation of the Road Commissioners. Because these funds were raised by means of 10-year bonding, the residual can only be expended for projects or items that qualify for similar bonding; consequently, the funds cannot be used for such maintenance activities as simple repaving or reclamation without drainage construction.

ARGUMENTS OPPOSED: If the motion under this Article is not adopted, the residual funds will be available to reduce the bonded indebtedness of the Town.

ARGUMENTS IN FAVOR: Adoption of this Article will apply the unexpended balance of the $4,500,000 to the purposes set out in the original Article approved by the 1987 ATM.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 44, Section 20.

ARTICLE 2. ACCEPT GIFTS OF DRAINAGE EASEMENTS passed

Proposed by: Board of Selectmen

To see if the Town will vote to accept the fee or any lesser interest in property which has tendered to it as a gift, bequest, devise or or otherwise for drainage purposes, to be held in the care and custody of the Board of Road Commissioners, including any or all of the property more fully described below; or take any action relative thereto:

1. A drainage easement from Christopher and Bonnie Nash, described in a drainage easement and shown on a plan entitled, "Plan of Drainage Easement, in Wayland, Massachusetts (Middlesex County)", dated April 6, 1990, by Rizzo Associates, Inc., recorded in Book 20911, Pages 539 and 540, at the South Middlesex Registry of Deeds in Cambridge, Mass.;

2. A drainage easement from Neal J. and Lucy W. Dean, described in a drainage easement and shown on a plan entitled, "Plan of Drainage Easement in Wayland, Massachusetts (Middlesex County)", dated April 6, 1990, by Rizzo Associates, Inc., recorded in Book 20911, Pages 535 and 536, at the South Middlesex Registry of Deeds in Cambridge, Mass.;

3. A drainage easement from Gary Isaacson and Laurie Schecter, described in a drainage easement and shown on a plan entitled, "Plan of Drainage Easement in Wayland, Massachusetts (Middlesex County)", dated April 30, 1990, by Rizzo Associates, Inc., recorded in Book 20911, Pages 530 and 531, at the South Middlesex Registry of Deeds in Cambridge, Mass.;

4. A drainage easement from Dorothy J. Sanderson, described in a drainage easement and shown on a plan entitled, "Plan of Drainage Easement in Wayland, Massachusetts (Middlesex County), dated April 27, 1990, by Rizzo Associates, Inc., recorded in Book 20911, Pages 526 and 527, at the South Middlesex Registry of Deeds in Cambridge, Mass.;

5. A drainage easement from the Wayland Swimming and Tennis Club, Inc., described in a drainage easement and shown on a plan entitled, "Plan of Drainage Easement in Wayland, Massachusetts (Middlesex County)", dated April 6, 1990, Revised May 31, 1990, by Rizzo Associates, Inc., recorded in Book 20911, Pages 522 and 523, at the South Middlesex Registry of Deeds in Cambridge, Mass.; and

6. A drainage easement from William E. and Leslie R. Jacques, described in a drainage easement on file with the Town Clerk, and shown on a plan entitled, "Plan of Drainage Easement in Wayland, Massachusetts (Middlesex County)", dated April 6, 1990, by Rizzo Associates, Inc., and recorded as plan 1016 of 1990, in Book 20911, Page 534, at the South Middlesex Registry of Deeds in Cambridge, Mass.

RECOMMENDATION: The Finance Committee had insufficient time to hold meetings on this Article and therefore defers a recommendation until Town Meeting.

QUANTUM OF VOTE: Majority.

ARTICLE 3. AMEND TOWN BY-LAWS RE: TOWN MEETINGS NOTICE

Proposed by: Board of Selectmen

To see if the Town will vote to amend its General By-Laws Article 1, Section 1, Town Meetings, Notice thereof and Warrants Therefor, by striking therefrom "G.L. chapter 39, section 23" and inserting in its place and stead "G.L. chapter 39, section 9A"; or take any action relative thereto.

RECOMMENDATION: The Finance Committee had insufficient time to hold meetings on this Article and therefore defers a recommendation until Town Meeting.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 21.

ARTICLE 4. ACCEPT PROVISIONS OF MASSACHUSETTS GENERAL LAWS, CHAPTER 140, SECTION 147A

Proposed by: Board of Selectmen

passed over

To see if the Town will accept the provisions of Chapter 140, Section 147A, as follows:

"Section 147A. By-laws and Ordinances Relative to Regulation of Dogs

Any city or town which accepts the provisions of this section is hereby empowered to enact by-laws and ordinances relative to the regulation of dogs. Except as hereinafter provided in clauses (a), (b) and (c), and notwithstanding any contrary provision of sections one hundred and thirty-seven to one hundred and seventy-four D, inclusive, relating to the regulation of dogs or any special law relating to the regulation of dogs, such by-laws and ordinances may relate to, but not be limited to dog licensing, establishing dog fees, disposition of fees, appointment of dog officers, kennel licensing and regulations, procedures for the investigation of and reimbursement for damage caused by dogs, restraining of dogs and establishing penalties for a breach thereof. No such by-law or ordinance shall be inconsistent with the provisions of this chapter relating to (a) the turning over or sale of animals to any business or institution licensed or registered as a research facility or animal dealer, as provided in section one hundred and fifty-one; (b) the minimum confinement period of dogs as provided in section one hundred and fifty-one A; and (c) the methods of execution, as provided in said section one hundred and fifty-one A.

In any city or town which accepts this section, all money received from licenses or recovered as fines under any by-law or ordinance enacted pursuant to the provisions of this section, shall be paid into the treasury of said town or city and shall not thereafter be paid over by the town or city treasurer to the county in which said town or city is located.

Any and all functions relating to the regulation of dogs pursuant to section one hundred and thirty-seven to one hundred and seventy-four D, inclusive, which would otherwise be performed by the county, by the county commissioner or otherwise, shall not be performed by the county on behalf of any city or town which is not a member of the county dog fund.

Any and all costs which would otherwise be paid out of the county dog fund shall not be paid by the county to any city or town which is not a member of the county dog fund, or to any city or town which accepts this section and such cities and towns shall thereupon be responsible for all costs and expenses relating to the regulation of dogs."

or take any action relative thereto.

RECOMMENDATION: The Finance Committee had insufficient time to hold meetings on this Article and therefore defers a recommendation until Town Meeting.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 140, Section 147A.

ARTICLE 5. AMEND TOWN BY-LAWS REGULATION OF DOGS

passed

Proposed by: Board of Selectmen

To see if the Town will vote to amend Article 7 of its General By-laws by deleting Article 7 in its entirety and replacing it with the following new Article 7 or take any action relative thereto:

"ARTICLE 7. REGULATION OF DOGS

SECTION 1. REFERENCE TO MASSACHUSETTS GENERAL LAWS

Any reference to a "Section number" in this By-law shall mean Chapter 140 of the Massachusetts General Laws, unless otherwise stated.

SECTION 2. DEFINITIONS

Unless otherwise set out in this By-law, any term defined in Section 136A shall have the same meaning in this By-law, and shall be expressly incorporated herein.

OWNER - Owner shall be intended to mean any person or persons, firm, association or corporation owning, keeping or harboring a dog owned or kept in the Town.

AT LARGE - At large shall be intended to mean off the premises of the owner, and not under the control of the owner or authorized escort by leash, cord, chain or other means.

LICENSE PERIOD - from January 1st of each year to December 31st of the same year.

SECTION 3. REGISTRATION AND LICENSES

(A) A person who at the commencement of a license period is, or who during any license period becomes, the owner of a dog six months old or over which is not duly licensed, and the owner of a dog when it comes six months old during a license period, shall cause it to be registered, numbered, described and licensed until the end of such license period, and the owner of a dog so registered, numbered, desribed and licensed during any license period, in order to own or keep such dog after the beginning of the succeeding license period, shall, before the beginning thereof, cause it to be registered, numbered, described and licensed for such period. The registering, numbering, describing and licensing of a dog shall be done by the Town Clerk on a form prescribed and supplied by the Town Clerk, and shall be subject to the condition expressed therein that the dog which is the subject of the license shall be controlled and restrained from killing, chasing or harassing livestock, fowls or wildlife.

The Town Clerk shall not grant such license for any dog unless the owner thereof provides the Town Clerk with either a veterinarian's certification that such dog has been vaccinated in accordance with the provisions of Section 145B or has been certified exempt from such provision as outlined in Section 137 or 137A, or a notarized letter from a veterinarian that a certificate was issued or a metal rabies tag bearing an expiration date indicating that such certification is still in effect.

The owner of a licensed dog shall cause it to wear around its neck or body a collar or harness of leather or other suitable material, to which shall be securely attached a tag in a form prescribed by and issued by the Town Clerk when a license is issued. Such tag shall state the following information: (a) Town of Wayland; (b) year of issue; and (3) tag number.

If any such tag shall be lost, the owner of such dog shall forthwith secure a substitute tag from the Town Clerk at a cost of one dollar ($1.00).

This Section 3. (A) shall not apply where otherwise provided by this law, nor shall it apply to a person having a kennel license.

(B) The provisions of Section 138 and 138A shall be expressly incorporated herewith and shall henceforth apply under this By-law.

(C) A license duly recorded in the Commonwealth shall be valid in town except that, in case of the permanent moving of a dog into the Town, the owner thereof shall, within thirty days after such moving, present the original license and tag of such dog to the Town Clerk, and said Town Clerk shall take up the same and issue to said owner a transfer license, together with a tag, for such dog upon payment of one dollar ($1.00). The provisions of this By-law relative to the form and furnishing of licenses and tags shall apply to licenses and tags issued under this paragraph.

SECTION 4. PENALTY FOR UNLICENSED DOGS

All owners of a dog in the Town who, within 60 days of the time the dog is required to be licensed under this By-law, have not licensed said dog, shall be subject to a penalty of one dollar ($1.00) per dog for each day any one dog is unlicensed up to the maximum allowed by law, plus a demand charge of one dollar ($1.00) per dog, payable to the Town, in addition to the license fee. The Town Clerk shall receive payment of such penalties and charges and remit same to the Town Treasurer.

SECTION 5. KENNEL REGULATIONS

The Town Clerk shall issue no kennel permit pursuant to the provisions of Section 137A, unless:

(A) He shall have received a report from the Dog Officer certifying as follows:

1. That the premises where the applicant's kennel is located or to be located has been inspected.

2. That the premises proposed are appropriate for use as a kennel and that such use will have no significant adverse effect on the peace and quiet of the neighborhood or on the sanitary conditions there; and

(B) Said kennel shall be no closer than twenty feet to any lot line and no closer than fifty feet to any existing dwelling on an abutting lot; provided, however that

(C) The applicant for a kennel permit has first obtained a special permit from the Board of Appeals pursuant to Section V(d)7. of the Zoning By-Laws of the Town of Wayland insofar as Section V(d)7. thereof is applicable to the applicant's kennel.

(D) All kennels which were in existence on July 1, 1975 shall be deemed to have satisfied the provisions of paragraphs (A)1 and (A)2 above until July 1, 1976.

SECTION 6. KENNEL REGISTRATION AND LICENSES

(A) Any person maintaining a kennel shall have a kennel license.

(B) Any person who meets all requirements of the Town of Wayland Zoning By-laws, Section 137A and Section 5 of this By-law, may obtain a kennel license from the Town Clerk on a form prescribed and supplied by the Town Clerk and for a fee as set out in Section 7 of this By-law. The Town Clerk shall, upon application, issue without charge a kennel license to any domestic charitable corporation incorporated exclusively for the purpose of protecting animals from cruelty, neglect or abuse and for the relief of suffering among animals.

(C) The provisions of Section 138 and 138A shall be expressly incorporated herewith and shall henceforth apply under this By-law.

(D) The Dog Officer may at any time inspect or cause to be inspected any kennel and if, in her or his judgment the same is not being maintained in a sanitary and humane manner, or if records are not properly kept as required by law, shall file with the Selectmen a petition setting forth the facts, and the Selectmen shall upon this petition, or upon a petition of twenty-five citizens, setting forth that they are aggrieved, or annoyed to an unreasonable extent, by one or more dogs at a kennel maintained in Town, because of excessive barking or vicious disposition of said dogs or other conditions connected with such kennel constituting a public nuisance, sid Selectmen, within seven days after the filing of such petition, shall give notice to all parties in interest of a public hearing to be held within fourteen days after the date of such notice. Within seven days after such public hearing said Selectmen shall make an order either revoking or suspending such kennel license or otherwise regulating said kennel, or dismissing said petition. Within ten days after such order the holder of such license may bring a petition in the district court as outlined in Section 137C. Any person maintaining a kennel after the license therefor has been so revoked, or while such license is so suspended, shall be punished as set forth in Section 17 of this By-law. The Selectmen may in the case of any suspension, reinstate such license.

SECTION 7. LICENSE FEES

The fee for every dog license shall be as follows:

For every neutered male dog and spayed female dog	$ 6.00
For every dog not neutered or spayed	$10.00

Questions of eligibility for licensing, exemption from licensing requirements, or refunding of license fees shall be determined as set out in Section 138.

The fee for every kennel license shall be as follows:

For every kennel for 4 dogs	$25.00
For every kennel for 5-10 dogs	$50.00
For every kennel for 11 or more dogs	$75.00

SECTION 8. DOG OFFICER

The Board of Selectmen shall annually appoint a Dog Officer to enforce this By-law, and said individual shall enforce this By-law and perform such other duties as the Selectmen may determine. The Selectmen shall determine hours and conditions of work for the Dog Officer. Compensation for persons appointed under this By-law shall be consistent with other By-laws dealing with salaries of appointed officials.

The provisions of Section 151 and 151A regarding killing and/or transfer of any dogs shall apply and are expressly incorporated in this By-law. No Dog Officer shall be a licensed animal dealer registered with the United State Department of Agriculture. No Dog Officer, either privately or in the course of carrying out his official assignments as an agent for the Town, nor any other Town official, shall give, sell, or turn over any animal which may come into his custody to any business or institution licensed or registered with the United State Department of Agriculture as a research facility or animal dealer. Whoever violates the provisions of this paragraph shall be punished as provided in Section 151.

SECTION 9. LEASH LAW

No owner of any dog shall permit such dog to run at large at any time. The provisions of this Section shall not be intended to apply to dogs participating in any dog show, nor to "seeing-eye" dogs properly trained to assist blind persons for the purpose of aiding them in going from place to place, nor to any dogs properly trained and under the control of and aiding the deaf, nor to any dogs being trained or actually being used for hunting purposes.

Nothing contained in the foregoing paragraph shall prevent the Selectmen from passing any orders authorized by Massachusetts General Laws or by Section 137 at such times as they shall deem necessary to safeguard the public.

Every owner of a dog shall exercise proper care and control of their dog so as to prevent said dog from becoming a public nuisance if any dog should trespass upon public or private property and deposit feces thereon, unless said feces are immediately removed by the owner of said dog.

SECTION 10. EMERGENCY TREATMENT

Any veterinarian registered under the provisions of Section 55 or 56A of Chapter 112 who provided emergency treatment of a dog or cat that is injured on any public way in the Town shall receive, in lieu of payment from the County Dog Fund as allowed in Section 151A, payment from the Dog Fund provided under this By-law. All other provisions of Section 151B shall be incorporated herein.

SECTION 11. CONFINEMENT OF DOGS

The Dog Officer shall seek out, catch and confine any dog which he finds, after a complaint from an identified person or through his own observation, has:

A. Bitten or threatened the safety of any person;

B. Killed or maimed any domesticated or farm animal or wildlife;

C. Chased any motor, recreational, or pedal vehicle, or any animal carrying or drawing a person, upon any public or traveled way;

D. Damaged property;

E. Committed any act which places its owner in violation of a Section of this By-law;

Any violation shall be punished as set forth in Section 17 of this By-law.

SECTION 12. DAMAGE CAUSED BY DOGS

Whoever suffers loss in a manner described in Section 161 shall inform the Dog Officer of such loss, who shall investigate the circumstances of said loss. In the event it is found that the damage was caused by a dog and the estimate of damages by the Dog Officer is less than fifty dollars ($50.00), he shall submit a report to the Board of Selectmen. If the estimate is over fifty dollars ($50.00) he shall have the damage appraised on oath by three persons, one person appointed by the Dog Officer, one appointed by the person alleged to be damaged, and one appointed by the other two. Said appraisers shall act as outlined in Section 161 and submit said appraisal to the Board of Selectmen, who may authorize payment or make such independent investigation as they think proper, and shall issue an order upon the Town Treasurer for any amount as they decide to be just and shall notify all interested parties of their decision. The appraisers shall receive payment from the Town in a manner as is authorized in Section 161. All funds expended under this Section shall come from the Dog Fund.

If the Selectmen determine, after notice to parties interested and a hearing, who is the owner of any dog which is found to have worried, maimed or killed any livestock or fowls, thereby causing damages for which their owner may become entitled to compensation from the Dog Fund under this By-law, they shall serve upon the owner of such dog a notice directing him within twenty-four hours to kill or confine the dog. A person who owns or keeps a dog, and who has received such notice and does not within twenty-four hours kill such dog or thereafter keep it on his premises or under the immediate restraint and control of some person, shall be punished as provided in Section 17 of this By-law, and any police officer, constable or Dog Officer may kill such dog if it is found outside of the enclosure of its owner and not under his immediate care.

The Board of Selectmen, or their agents thereto authorized in writing, may, after written notice to the owner, enter upon the premises of the owner, of any dog known to them to have worried or killed livestock or fowls and then and there kill such dog, unless such owner whose premises are thus entered for the said purpose shall give a bond in the sum of two hundred dollars ($200.00), with sufficient sureties, approved by the Board of Selectmen, conditioned that the dog shall be restrained for twelve months next ensuing. If the owner of the dog declares his intention to give such a bond, said Board of Selectmen or their agents shall allow him seven days, exclusive of Sundays and holidays, in which to procure and prepare the same and to present it to them, or to file it in the Office of the Town Clerk.

SECTION 13. LIABILITY FOR DOGS

The owner of a dog which has caused damage to livestock or fowls shall be liable in tort to the Town for all damages so done in which the Town has been requested to pay as provided by Massachusetts General Laws Chapter 140 or by this By-law. Such action may be brought by the Board of Selectmen or by the Dog Officer.

SECTION 14. VIOLATIONS

Any person authorized to enforce provisions of this By-law shall, in addition to any pickup of a dog pursuant to this By-law, issue a citation to the owner of any dog violating the provisions of the leash law requirements of this By-aw. Any such citation shall include, in addition to the violation charged, the name and address of the owner of the dog, the date and time and location of the alleged offense, and the amount of the penalty due. Said citation shall be on a form prescribed by and furnished by the Dog Officer.

SECTION 15. INFORMAL DISPOSITION PROCESS

The owner of a dog that receives a citation under this By-law may, within twenty-one days, confess to the offense charged by delivering personally or through a duly authorized agent or by mailing to the Town Clerk said citation along with payment in the amount as authorized under the penalty provisions of this By-law. Said payment shall be by postal note, money order or check. The payment to the Town Clerk shall operate as a final disposition of the case.

If such person, when issued a citation, desires to contest the violation through the informal disposition process, he may, within twenty-one days of said issuance, request a hearing with the Dog Officer, or a hearing officer appointed by the Town Clerk, and may present, either in person or by counsel, any evidence he may have to refute the allegation contained in the citation. At such hearing, the Dog Officer or hearing officer shall make a determination as to the facts, and said determination shall be final regarding the informal disposition process.

SECTION 16. NON-CRIMINAL DISPOSITION OF VIOLATION

If any person so notified by citation desires to contest the violation alleged in the citation notice without availing himself of the provisions of the informal process, or desires to contest the decision of the Dog Officer or hearing officer, he may utilize the procedures established in this By-law. In either of the above cases, or if the owner of a dog fails to respond to a citation within twenty-one days, the Town Clerk shall forward a copy of the citation to the District Court where it shall be handled under the provisions of Section 17 of this By-law.

SECTION 17. PENALTY

(A) The following penalties, except where otherwise indicated herein, shall be in effect for violations of the leash law provisions of the By-law:

(1) Informal Disposition Process

1st Offense in calendar year:	$ 25.00
2nd Offense in calendar year:	$ 50.00
3rd or subsequent offense in calendar year:	$100.00

(2) Non-Criminal Disposition Process

1st Offense in calendar year:	$ 50.00
2nd Offense in calendar year:	$100.00
3rd or subsequent offense in calendar year:	$150.00

(B) The penalty for violation of Section 6 (d) of this By-law shall be fifty dollars ($50.00).

(C) Penalties for violations of any other provisions of this By-law shall be one hundred dollars ($100.00).

(D) Each day of all said violations shall constitute a separate offense.

SECTION 18. DOG FUND

There shall be a Dog Fund established by the Town under the provisions of Chapter 44, Section 53E of Massachusetts General Laws which shall be used to make purchases necessary to administer this By-law and to pay any expenses relating to this By-law or for any other costs that Massachusetts General Laws require to be paid from the County Dog Fund. Said fund shall be administered by the Town Accountant and may receive funds through usual municipal financing methods and from any fees or fines collected under this By-law. The Board of Selectmen shall determine a maximum amount that shall stay in said fund, with all additional funds being turned into the General Fund.

The Board of Selectmen may determine certain salaries or expenses that may not be funded with this fund but must be appropriated thruogh the usual municipal financing procedure, and such determination shall be binding on the administration of this fund by the Town Accountant.

SECTION 19. ANTI-RABIC VACCINE AND TREATMENT

The Board of Health shall, upon application, furnish free of charge to any resident who has been exposed to rabies, or may have been so exposed, anti-rabic vaccine and anti-rabic treatment, in accordance with rules and regulations which the Department of Public Health is authorized to make. Any resident shall have the right to select his own physician for this purpose, who shall be paid by the Town at a rate established by the Board of Health. Reimbursement for the cost of furnishing vaccine and treatment, not exceeding fifty dollars ($50.00) in the case of any one person, shall be made for the Dog Fund.

SECTION 20. DOG LISTINGS

Persons authorized or directed by Section 4 of Chapter 51 or by any special law to make lists of persons three years of age or older shall make a list of all dogs owned by the inhabitants of the Town at the time of making lists required under such section and return the same in duplicate to the Town Clerk on or before January 1. An owner of a dog who refuses to answer or answers falsely to persons directed or authorized to make a list of owners of dogs shall be punished by a fine of not less than ten dollars ($10.00).

SECTION 21. MASSACHUSETTS GENERAL LAWS INCORPORATED INTO THIS BY-LAW

The provisions of the following sections of Chapter 140 of Massachusetts General Laws shall be incorporated into and apply to this By-law: Section 145B, 149, 155, 155A, 156, 157, 158, 159, 160, 161A, 168, 174A, 174B and 174D.

SECTION 22. EFFECTIVE IMPLEMENTATION DATE OF THIS BY-LAW

This By-law shall become effective on December 31, 1991 and until said date, all current statutes and By-laws shall remain in effect.

SECTION 23. SEVERABILITY CLAUSE

If any part, section or provision of the By-law is found to be invalid, the remainder of this By-law shall not be affected thereby."

or take any action relative thereto.

RECOMMENDATION: The Finance Committee had insufficient time to hold meetings on this Article and therefore defers a recommendation until Town Meeting.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 21.

ARTICLE 6. AMEND ZONING BY-LAWS RE: LIMITED COMMERCIAL DISTRICTS

Proposed by: Petitioners and Board of Selectmen

To see if the Town will vote to amend the Wayland Zoning By-laws by deleting Section VII.A in its entirety and substituting the following therefor: or take any action —

"VII.A LIMITED COMMERCIAL DISTRICTS

(a) Uses Permitted as of Right. The following uses are permitted in the Limited Commercial District, subject to the provisions of Section X.A:

(1) Any use permitted in a Single Resident District except dwellings.

(2) Research laboratories, offices, warehouses, facilities for distributing merchandise, and light manufacturing, where the total footprint of all ~~structures~~ buildings housing such use(s) on the property or set of contiguous properties in common ownership as of VII.A, does not exceed 3,000 square feet, ~~measured along the exterior walls of the structure(s)~~.

(3) Personal service facility, such as cafeterias, banks, day care, or recreational facilities, for the employees or other licensees of a permitted or specially permitted use, but not available to the general public.

(b) Uses Available by Special Permit. The following uses may be authorized on special permit by the Board of Appeals, pursuant to the provisions of Section V (r), and subject to the provisions of Section X.A:

(1) Research laboratories, offices, facilities for distributing merchandise, and light manufacturing, where the total footprint of all structures housing such use(s) on the property or set of contiguous properties in common ownership as of ____*____, exceeds 3,000 square feet, measured along the exterior walls of the structure(s).

(c) Conditions. Uses permitted as of right (except those permitted as of right in a Single Residence District) or by special permit in the Limited Commercial District shall comply with all of the following requirements:

(1) Dimensional Requirements.

a. Required yards. Buildings and accessory structures shall be located a minimum of 100 ft. from all sidelines of the perimeter of the premises.

b. ~~Structures~~ within the site ~~shall~~ be separated by a ~~minimum distance of 75 feet~~.

c. Building ~~Structures~~ shall conform to the height limitations of Section VIII (a).

d. Buffer areas. No land may be paved within 40 ft. ~~of~~ the perimeter of the site, nor within 40 ft. of ~~any pond, stream~~ or road (other than ways or driveways ~~not intended for~~ acceptance by the ~~Town~~). Buffer areas shall be landscaped in accordance with subsection (3) a., below.

e. Coverage. The maximum coverage by buildings Footprint on the property or set of contiguous properties in common ownership as of ____*____ shall be 10% of the total area. In no case shall the floor area ratio of the total gross square floor space for all structures erected on the property or set of contiguous properties in common ownership as of ____*____ exceed 10%.

f. Density of occupancy shall not exceed one person per 400 sq. ft. of interior space.

(2) Parking and Loading.

a. Off-street parking facilities and loading facilities shall be adequate to address site operations; however, in no event shall the number of parking spaces exceed 200.

b. No on-street parking within or without the site shall be permitted.

c. Parking and loading facilities shall be screened in accordance with subsection (3) b., below.

(3) Landscaping and Screening.

a. Required buffer areas shall be landscaped using plantings common to the area and drought

resistant. To the extent feasible, native trees shall not be removed from these areas. Removal of dead and/or fallen trees, removal of brush, and activities incidental to gardening, forestry, agriculture, or recreation may be conducted within the buffer areas.

b. Parking areas and loading facilities shall be screened from view from adjacent residentially zoned or occupied premises by plantings, location, topography, fencing, or other device.

c. Storage of materials or articles, including refuse containers, shall be screened in accordance with subsection (c)(3)b., above, or placed within a structure.

d. Sidewalks and appropriate landscaping thereof may be required where the site plan or special permit granting authority deems provision reasonable.

(4) Signs.

a. Not more than one sign, ~~free-standing~~ or otherwise, shall be permitted on the premises. The total area of said sign shall not exceed 60 sq. ft. unless a special permit by the Board of Appeals authorizes a larger sign.

(5) Lighting.

a. Outside lighting of parking areas, access roadways or driveways, fire lanes, and other outdoor fixed locations, shall be shielded, diffused or directed so as not to cause glare off of the premises. ~~No light pole or fixture shall exceed eight (8) feet in height~~. The site plan or special permit granting authority may require that light poles or fixtures be screened by plantings of taller height.

b. No floodlights shall be permitted, except in an emergency.

c. External walkways may be lighted by fixtures set as close to the ground as is feasible, and adequately shielded.

d. Building operational areas shall be shaded to minimize lighting intrusion on adjacent premises after 8:00 P.M.

(6) ~~Construction~~ Architectural standards. Buildings and structures shall conform to the following requirements:

a. Structural members shall be of non-combustible construction having the necessary strength and stability and having fire resistance ratings of not less than four hours for exterior non-bearing walls and for wall panels, for

columns, and for wall-supporting girders and trusses, and not less than three hours for floors, for roofs, and for floor and roof-supporting beams, girders and trusses.

b. Exterior and interior bearing walls, if any, shall be composed of masonry or reinforced concrete.

c. Buildings shall not include any roofing material or external finish which reflects sunlight.

d. The visibility of exposed basements, hood vents, arials, or other roof equipment or fixtures shall be minimized from adjacent residentially zoned or occupied premises.

e. The scale of buildings shall be consistent with other structures in the area, regardless of their use or purpose. The site plan or special permit granting authority may require that large structures have broken wall or roof lines to minimize appearance of mass and ensure architectural compatibility with others in the area.

(7) Drainage.

a. All drainage facilities shall ~~meet~~ be consistent with the functional requirements of the Planning Board's Subdivision Rules and Regulations.

(8) Access and Egress.

a. Access to and egress from the site on ways and driveways shall be designed to meet the functional requirements of the Planning Board's Subdivision Rules and Regulations.

(9) Open Space.

a. Uses authorized by special permit may be accompanied by a condition, pursuant to G.L. c. 40A, s.9, that a minimum of 30% of the property or set of contiguous properties in common ownership as of VOTE be maintained as open space.

(10) Phasing of Development.

a. The Board of Appeals may require, for uses authorized by special permit, that development of the site be phased over a period not to exceed five (5) years.

~~(*-As of the effective date)~~"

RECOMMENDATIONS: The Finance Committee had insufficient time to hold meetings on this Article and therefore defers a recommendation until Town Meeting.

QUANTUM OF VOTE: Two-thirds - see Massachusetts General Laws, Chapter 40A, Section 5.

FINANCE COMMITTEE REPORT

Overview

The hallmark of the 1992 budget preparation process has been a continuation of the theme which has dogged town government for the last several years -- uncertainty. The budget for fiscal year 1992 (commencing July 1, 1991) is the ninth prepared under the limitations of Proposition 2 1/2 and the foundations of that legislation continue to erode at an increasing rate. Proposition 2 1/2 was passed on the premise that aid from the Commonwealth would make up the impact from the arbitrary ceiling imposed by the law. This has not been the case and the impact has been enormous across the Commonwealth. While we in Wayland have experienced major budget pressures, the effect on many larger cities and towns which depend to a greater degree on State aid has been devastating. In Wayland, State aid has dropped in real terms from almost $2.3 million in 1988 to less than $1 million in 1991. If it drops no lower than the 1991 level of actual receipts, it will constitute less than 7% of the 1992 budget. The actual level of State aid for fiscal year 1992 is wholly conjectural at this point and is a major uncertainty about the Town's ability to live within the budget presented in this Warrant.

One of the major assumptions made by the Finance Committee in the preparation of the budget has been that State aid in fiscal 1992 will be unreduced from the 1991 level. While in retrospect this may be seen to have been optimistic, your Committee had no better intelligence at the start of the budget process and the preparation of a budget based upon a "doomsday" assumption did not, for many reasons, appear to be a wise decision. However, we recognize that whatever finally is decided on Beacon Hill will probably have a negative impact upon State aid to Wayland. In view of that, the Finance Committee, as part of the budget preparation and review process, asked each department to establish and discuss their mission with us. In addition, we asked that they prioritize within that mission statement the services they now provide. If further cuts are made in the State and further budget reductions are required, their analysis will be helpful.

Fiscal Year 1991

Fiscal Year 1991 has been a roller-coaster ride so far, and the prospects are that this will continue. However, several positive events occurred during the year that have put us in a more favorable financial position than we anticipated at this time last year.

- The $447,000 in local aid that had been sequestered by Governor Dukakis early in fiscal 1990 was returned to the Town following a decision by the Supreme Judicial Court.

- The citizens of the Town at the polls and at Town Meeting last year passed the override of 2 1/2 which avoided major reductions in Town and school services.

- Efficient work on the part of Town officials reduced the cost of several major budget items, most notably health insurance for Town employees.

- The new quarterly real estate tax billing has had a very positive impact on the Town's cash flow. Interest income will be up substantially in 1991.

- The Treasurer's office has developed a new program to enhance the collection of back taxes and delinquent collections are up over $200,000 through November of 1990 compared with the same period a year earlier.

- Wayland's AA credit rating with the financial world continued during 1990, permitting the Town to borrow in December at the very low interest rate of 5.9%.

- Question 3 failed at the ballot box and Question 5 passed by a wide margin, sending a clear message to our legislators of the public's position on the importance of adequate local aid funding.

As a result of these and other efforts, the Town expects to begin the fiscal year 1992 with a slight surplus. This surplus is called "free cash" and is the only reserve the Town has against unforeseen, major expenditures. The Finance Committee anticipates using all but ~~$808,000~~ of existing free cash to balance the FY92 budget. This amount exists only because of the favorable factors noted above since last year's budget was almost breakeven.

It must be noted that the Finance Committee has long advocated a policy which would maintain the "free cash" account at a level which is in excess of $1 million (both in the interest of our credit rating and to provide us with some financial cushion). Economic necessity, however, has made that impossible. The proposed budget for 1992 again makes major inroads on the "free cash" account to balance the budget, essentially eliminating any cushion once again.

The 1992 Budget Process

Your Finance Committee started the preparation of the 1992 budget last September. At that time we established some objectives for ourselves. We wanted to continue to make the budget process as open and accessible as possible. The Town generally and the several departments should have the opportunity to comment on and provide input to the process before the budget becomes final. We believe we have done that, but very few people outside the Committee and the personnel from the departments involved have chosen to become actively involved. For those who have, we thank you.

Another major objective has been to establish a budget which would have minimal impact on the services provides to the Town. This goal has not been attained in recent years since actual services provided by the schools, fire and police departments as well as other Town agencies have declined in real terms. This is not surprising. The wage/salary rate for Wayland Town employees (and the municipal employees in other towns) has been growing at an average annual rate of about of 5%. While this trend may be moderating somewhat now, the impact has been severe, since nearly two-thirds of all operating budgets are direct payments for personnel. Over the last nine years all non-wage items have been compressed, postponed or eliminated so that more than three-quarters of all discretionary expenditures in the Town's operating budget are represented by wages and as wage rates increased over the years, the limitations of 2 1/2 have squeezed the discretionary part of the budget since the average levy increase since 1979 has been less than 3%.

Another objective carried over from last year has been to increase Town revenues wherever feasible and to the greatest extent possible bring the fees for Town services in line with the actual (both operating and capital) costs of providing those services. There has been tremendous support for this onerous project from all. The list of departments that have raised fees is long: the School Department, Police Department, Fire Department, Park and Recreation Department, Highway Department, Building Department, Town Clerk, and Council on Aging, to name several.

In addition, the Town Treasurer has vastly improved the collection of back taxes. The new quarterly payment of taxes provides greater cash flow. Several articles in this year's warrant are aimed at improving the productivity of Town personnel by removing some of the limitations that inhibit law enforcement or the collection of fines.

We believe the efficiency of Town government is high and still improving. We will continue to seek ways to improve and seek your suggestions.

The budget process began in the fall with an early estimation of funds expected to be available from the levy and other sources. Estimates were then prepared for items which are difficult to control, such as interest, insurance charges and State mandated payments. Estimates of local revenues and the assumptions behind them are also reviewed. These preliminary estimates, together with an overview of the Town's financial condition, were then reviewed with all Town departments. As a result of this process, the Finance Committee concluded that an override of Proposition 2 1/2 for operating purposes, could be avoided if tight budget controls were enforced, if wage increases then under negotiation were moderate and if the "free cash" account could be invaded once again to cover the anticipated shortfall.

This budget strategy was reviewed with the Selectmen in the fall and agreed upon. Budget guidelines were then issued to all departments. These guidelines required all budgets to be funded at the 1991 levels. Salary and wage increases not yet contractually agreed to were handled separately. Each department was also requested to present its statement and to prioritize the services they provided within that guideline.

Starting in December, the Finance Committee reviewed each departmental budget in detail, including the mission statement and prioritization. We met during the week, but this year conducted two all-day sessions on weekends. We believe this was a significant improvement to the efficiency of the overall budget process. In addition, since there is currently no Capital Planning Committee, the Finance Committee reviewed with each department their 5-year capital plan and specific needs for the upcoming year.

In late February, the departmental budgets were combined into a full town budget. At that time it became clear to the Committee that some very real capital needs existed in several Town departments. The pressures of 2 1/2 have caused the Town to essentially eliminate a regular, ongoing capital replacement program. Large, specific projects have been exempted from 2 1/2, such as the road reconstruction project and the school reconstruction project. However, more prosaic, ongoing needs have not been met and much needed equipment is simply not operable and must be replaced.

Nevertheless, the operating budget contains no flexibility for the funding of such projects and the Committee determined that a debt exemption override should be sought from the Town. The Capital Budget describes the capital items for which approval is sought.

All these conclusions were reviewed with the Selectmen and a public presentation of the budget was made before the budget was finally sent to the printer for inclusion in the warrant. The proposed fiscal 1992 budget, compared with that for 1991, is set out in Table 2 and Table 3 show the sources of funds with which the budget is funded. The budget as presented is out of balance by approximately $475,000, a shortfall which the Finance Committee proposed be funded from "free cash." Since the preliminary figures anticipated the use of about $75,000 in free cash, that account will be invaded to the extent of about $550,000. We estimate that very little will be left in the "free cash" account at that time.

Capital Expenditures and Debt

Very significant capital expenditures for the reconstruction of roads and rehabilitation of school and town buildings have been approved in recent years and while the bulk of the school reconstructions has not yet commenced because of delays in state funding, the road reconstruction and town building work has proceeded and significant funds have been spent. However, since other projects have been completed, we expect the debt and interest account to drop slightly in 1992.

Because of this and because of the very real need of several departments for significant capital items and because of the current very favorable borrowing environment, the Committee has proposed a debt-exclusion override to the Town for the purpose of financing approximately $1 million in capital expenditures. The Committee has reviewed all of these items and is convinced that each represents a legitimate need. In almost every case these are replacements for equipment which is no longer operable, is unsafe, or violates current fire, sanitary or safety codes. For example, two large trucks of the Highway Department cannot be further repaired and the Fire Department's ladder truck can no longer raise the ladder. That truck is 31 years old.

The passage of this override proposal would permit the Town to borrow this year at a very attractive rate to fund these projects. The overall impact on the tax rate would be minimal. On a $4,000 tax bill, this extra cost would be about $38.00; an amount that would be more than compensated for in better service from the several Town departments.

Another capital item not explicitly described in the budget is the Loker School renovation. The rehabilitation and return to service of this school was part of the major school reconstruction project approved by the Town in 1989. While the override of Proposition 2 1/2 was passed at the polls and at town meeting, the matching funds from the School Building Assistance Bureau have not been forthcoming and we see no likelihood that they will in the near future. However, enrollments at the primary level continue to grow and the need for the Loker School cannot be postponed. The completion of this project will entail about $1.4 million; the principal and the annual interest cost at the current low rates (assuming 5.9%) would be $160,000 the first year. This amount is built into the budget as presented. This amount is not now an override of 2 1/2, but does require approval of town meeting since the commitment was made in 1989 that the school reconstruction project -- other than emergency repairs which were required -- would not proceed unless the State's share of the required funding was received. Proceeding with this phase of the project will have no effect on the Town's ability to receive the Commonwealth's full share of the project's cost.

The Finance Committee is grateful to all the members of town government, both employees and volunteers, who played the major role in the preparation and presentation of the budget and the Warrant. The project could not have been completed without them.

TABLE 1

WAYLAND INCOME AND EXPENSE STATEMENT	FISCAL 1988	FISCAL 1989	FISCAL 1990	FISCAL 1991	FISCAL 1992
BUDGET	$18,626,073	$19,913,006	$20,227,536	$22,456,380	$23,419,136
ARTICLES AND WATER BUDGET	$5,810,000	$591,823	$1,435,404	$1,254,162	$675,648
TOTAL TOWN EXPENSE	$24,436,073	$20,504,829	$21,662,940	$23,710,542	$24,094,784
NET CHERRY SHEET	($1,553,343)	($1,650,582)	($981,332)	($1,413,738)	($834,308)
OVERLAY EXPENSE	$125,000	$242,286	$322,321	$200,000	($200,000)
FEDERAL REVENUE SHARING	($120,000)	($10,000)	$0	$0	$0
LOCAL RECEIPTS	($2,081,490)	($2,140,488)	($2,541,875)	($2,461,337)	($2,503,837)
OTHER SOURCES FREE CASH, BORROWINGS, ETC.	($6,941,424)	($1,677,675)	($2,088,474)	($1,462,660)	($1,354,600)
TO BE RAISED BY TAXATION	$13,864,816	$15,268,370	$16,373,580	$18,572,807	$19,202,039
ASSESSED VALUATION	$1,272,028,000	$1,295,044,137	$1,310,935,157	$1,320,389,782	$1,331,400,000
TAX RATE	$10.90	$11.79	$12.49	$14.07	$14.42

TABLE 2

SIX YEAR HISTORICAL BUDGET SUMMARY					
FISCAL YEAR	SCHOOL	TOWN	TOTAL	INCREASE	%
FY 1992	**$12,341,350**	**$11,077,786**	**$23,419,136**	**$962,756**	**4.29%**
FY 1991	$11,573,127	$10,883,253	$22,456,380	$1,917,840	9.34%
FY 1990	$10,873,457	$9,665,083	$20,538,540	$622,034	3.12%
FY 1989	$10,783,397	$9,133,109	$19,916,506	$1,290,433	6.93%
FY 1988	$10,182,056	$8,444,017	$18,626,073	$1,658,638	9.78%
FY 1987	$9,635,119	$7,332,316	$16,967,435	$1,044,580	6.60%

TABLE 3

TOWN REVENUES	FY 1986	FY 1987	FY 1988	FY 1989	FY 1990	FY 1991	FY 1992
AUTO EXCISE	$648,500	$783,300	$883,000	$839,541	$1,000,000	$895,000	**$925,000**
FEES, FINES INTEREST	$677,901	$871,800	$1,142,800	$1,300,947	$1,541,875	$1,566,337	**$1,578,000**
REVENUE SHARING	$150,000	$51,600	$0	$0	$0	$0	
NET REC FROM STATE	$1,514,299	$1,571,648	$1,567,978	$1,650,582	$981,332	$1,413,738	**$834,708**
TOTAL	$2,990,700	$3,278,348	$3,593,778	$3,791,070	$3,523,207	$3,875,075	**$3,337,708**
RAISED FROM TAXES	$12,572,512	$13,289,380	$13,601,671	$15,268,570	$16,373,580	$18,572,897	**$19,202,039**

3.37

TABLE 4

PER CENT OF BUDGET BY DEPARTMENT					
DEPARTMENT	% 1988	% 1989	% 1990	% 1991	% 1992
GENERAL GOVERNMENT	6.7%	6.7%	6.8%	6.0%	5.8%
PROTECTION	12.6%	11.8%	11.6%	11.3%	10.9%
HEALTH	1.7%	1.3%	1.5%	1.3%	1.3%
HIGHWAY	4.9%	4.3%	4.3%	3.8%	3.7%
LANDFILL	1.1%	1.1%	1.3%	1.4%	1.3%
VETERAN'S BENEFITS	0.1%	0.1%	0.1%	0.1%	0.1%
SCHOOLS	53.9%	53.3%	51.8%	50.8%	51.4%
REG VOC. SCHOOL	0.8%	0.9%	1.0%	0.8%	1.3%
DIRECTOR YOUTH SERVICES		0.3%	0.4%	0.3%	0.3%
LIBRARIES	1.8%	1.8%	1.8%	1.7%	1.7%
PARK AND RECREATION	1.9%	1.9%	1.8%	1.4%	1.3%
FEE SUPPORTED PROGRAMS	0.9%	1.0%	1.5%	1.7%	1.3%
UNCLASSIFIED	5.8%	6.2%	7.2%	7.6%	8.4%
DEBT AND INTEREST	6.6%	8.2%	7.4%	9.7%	9.3%
SEPTAGE FACILITY	1.2%	1.1%	1.5%	2.1%	2.1%

TAX rate: $14.06 + 8.02 schs

CAPITAL PLANNING REPORT
CAPITAL BUDGET AND PROGRAM
1992 - 1996

No Capital Planning Committee has been in existence for the Fiscal Year of 1991. The Finance Committee, under sanction from the Board of Selectmen, has solicited Capital Planning information from the various boards and commissions of the Town.

The information in the accompanying report has been collected through the use of the Capital Request Forms and some minimal discussion of the request with the department in the context of the regular budget discussion. No in-depth examination of the requests has been made as had been done in earlier years when the Capital Planning Committee was in existence. The Finance Committee continues to believe that concentrated review of capital expenditures should be made.

Because of the continued reduction in available funds due to the reduction of local aid and the restrictions caused by Proposition 2 1/2, the Town has been forced to defer many needed capital replacements, especially in the area of departmental equipment.

The Finance Committee has decided this year to request a debt exemption vote by the Town to finance certain capital items we deem to be of high priority.

In the public safety area, the Town will be replacing a 30 year old ladder truck with a combination ladder truck and pumper truck, which will eliminate the need for the existing truck. In addition, the ambulance will be updated and fire response gear will be purchased.

Several pieces of equipment will be purchased for the Highway Department. The large dump truck will replace two existing trucks. In addition, modest but necessary repairs will be made to the highway garage. Equipment will also be purchased for the landfill which will increase the efficiency of that operation.

The Town will be updating part of its School and Town data processing operations. The Surveying Department will be updating its surveying computer. Town departments will begin moving towards P.C. networking as a less expensive alternative to the replacement of the Town's existing computer. The schools will be updating its computer operations for student and administrative applications. A full listing of all approved items appears on the last page of the Wayland Town budget.

The capital budget report as presented, lists those requests that each department has made to the Finance Committee. For the current year, approved items have been included in the budget. In future years, approval of items listed in the budget will be based on the Town's ability to finance these projects based on financial limitations present in those particular years. The capital budget as listed does not represent a final commitment to fund all projects listed in future years.

While the Town will fund the current year's listing if a debt exclusion passes in April, if a debt exclusion fails the Finance Committee will not recommend any of these items as the operating budget will require the use of all available funds at this time.

Respectfully submitted,
Wayland Finance Committee

TOWN OF WAYLAND CAPITAL PROJECT REQUESTS

SUMMARY OF DEPARTMENTS	1992	1993	1994	1995	1996
TOWN SURVEYOR					
VAN REPLACEMNT	$12,720				
HARDWARE, SURVEYING COMP	$23,000				
SOFTWARE, SURVEYING COMP		$12,000			
TOTAL SURVEYOR	**$35,720**	**$12,000**	**$0**	**$0**	**$0**
CONSERVATION					
REPLACE PICKUP TRUCK		$8,000			
LAND PURCHASE, LAND BANK	$175,000	$190,000	$210,000	$230,000	$250,000
TOTAL CONSEVATION	**$175,000**	**$198,000**	**$210,000**	**$230,000**	**$250,000**
JOINT COMMUNICATIONSCENTER					
JAIL CELL MONITORING SYS	$3,670				
REPLACEMENT RECORDING MACHINE	$25,000				
TOTAL JOINT COMMUNICATION	**$28,670**	**$0**	**$0**	**$0**	**$0**
FIRE DEPARTMENT					
TURNOUT GEAR	$14,400				
AMBULANCE CHASSIS	$41,000				
LADDER/PUMPER REPLACEMENT	$325,000				
CAR 1 REPLACEMENT		$15,000			
CAR 2 REPLACEMENT		$20,000			
AMBULANCE REPLACEMENT					$50,000
TOTAL FIRE DEPARTMENT	**$380,400**	**$35,000**	**$0**	**$0**	**$50,000**
HIGHWAY DEPARTMENT					
DUMP TRUCK, PLOW, AND SANDER	$110,000				
ONE TON DUMP TRUCK, PLOW SANDER	$30,000				
SKID STEER LOADER	$25,000				
WOOD CHIPPER	$15,000				
AIR COMPRESSOR	$11,000				
GARAGE BOILER	$50,000				
ROOF REPAIR	$30,000				

TOWN OF WAYLAND CAPITAL PROJECT REQUESTS

SUMMARY OF DEPARTMENTS	1992	1993	1994	1995	1996
HIGHWAY DEPARTMENT CONT.					
FRONT END LOADER		$110,000			
TEN TON ROLLER		$15,000			
ONE TON PICKUP		$30,000			
GARAGE DOORS		$25,000			
SPRINKLER SYSTEM		$50,000			
REPLACE GAS TANKS		$40,000			
ONE TON DUMP TRUCK			$28,000		
TEN TON DUMP TRUCK			$65,000		
BACKHOE			$80,000		
EXPAND GARAGE BAY			$140,000		
MOTOR GRADER				$120,000	
SKID STEER LOADER				$28,000	
POWER KING TRACTOR				$12,000	
HEAVY DUTY TRAILER				$20,000	
GARAGE LIFTS				$40,000	
RESURFACE PARKING LOT				$25,000	
MECHANICS WELDING TRUCK					$35,000
UTILITY TRUCK (4 X 4)					$30,000
STREET SWEEPER					$120,000
SALT SHED					$70,000
HIGHWAY DEPARTMENT TOTAL	**$271,000**	**$298,000**	**$313,000**	**$245,000**	**$255,000**
HIGHWAY – LANDFILL					
ROLL OFF CONTAINERS	$31,000				
STATIONARY COMPACTOR	$20,000	$20,000			
SCALES AND RELATED EQUIP		$50,000			
TOTAL HIGHWAY LANDFILL	**$51,000**	**$70,000**	**$0**	**$0**	**$0**
PARK AND RECREATION					
WOOD CHIPPER	$15,500				
INFIELD GROOMER	$9,000				
LEAF SUCKER	$7,000				
TRACTOR LOADER	$32,000				

TOWN OF WAYLAND CAPITAL PROJECT REQUESTS

SUMMARY OF DEPARTMENTS	1992	1993	1994	1995	1996
PARK AND RECREATION CONT.					
TRI WHEEL MOWER			$13,000		
TRI WHEEL MOWER			$13,000		
TOTAL PARK AND RECREATION	**$63,500**	**$0**	**$26,000**	**$0**	**$0**
SCHOOLS					
SCHOOL BUSES	$35,000	$35,000	$35,000		
SCHOOL AUTOMIBLE			$14,000		
MAINTENANCE TRUCK		$12,000			
COPIERS	$22,000	$16,000	$6,000		
INSTRUCTIONAL COMPUTERS	$125,000	$155,000	$105,000		
AUDIO/VISUAL EQUIPMENT		$37,000	$32,000		
MAINTENANCE EQUIPMENT	$7,500	$6,000	$3,500		
NON INSTRUCTIONAL COMPUTERS	$5,000	$13,600	$6,500		
TOTAL SCHOOLS	**$194,500**	**$274,600**	**$202,000**	**$0**	**$0**
TOTAL GENERAL FUND	**$1,199,790**	**$887,600**	**$751,000**	**$475,000**	**$555,000**
CAPITAL PROJECTS OTHER FUNDS					
WATER					
WATER MAIN IMPROVEMENT	$30,000	$30,000	$30,000	$30,000	$30,000
PURGE WELL/CLEAN	$25,000	$20,000	$20,000	$30,000	$30,000
COST OF BORROWING	$30,000	$37,000	$37,000	$37,000	$37,000
METER REPLACEMENT		$10,000	$10,000		$10,000
NEW VEHICLE – EQUIPMENT	$15,000	$14,000	$15,000	$15,000	$15,000
LAND AQUISITION	$40,000	$40,000	$40,000	$40,000	$40,000
TOTAL NON GENERAL FUND	**$140,000**	**$151,000**	**$152,000**	**$152,000**	**$162,000**
EFFECT ON TAX RATE, GENERAL FUND	**$0.91**	**$0.67**	**$0.57**	**$0.36**	**$0.42**

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss. Town of Wayland

* * * WARRANT * * *

To any of the Constables of the Town of Wayland, Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify all residents of the Town of Wayland who shall be qualified to vote in accord with the provisions of Massachusetts General Laws, Chapter 51, Section 1, to come to their respective polling places (Precinct 1 and 4 in the Gymnasium of the Town Building and Precinct 2 and 3 in the Middle School) on:

TUESDAY, APRIL 23, 1991, BETWEEN 7:00 AM AND 8:00 PM

to choose the following Town officers by ballot from Wayland's registered voters for the following terms of office:

A Moderator for one year;

Two Selectmen, two School Committee members, one Assessor, two Trustees of Public Library, one member of the Board of Health, one Road Commissioner, Two Park and Recreation Commissioners, one Water Commissioner, one Commissioner of Trust Funds, each for three years;

One member of the Planning Board, one member of the Housing Authority, each for five years;

As well as such other Town Officers as may be necessary;

And to vote "Yes" or "No" upon the following Questions:

QUESTION NO. 1:

"Shall the Town of Wayland be allowed to exempt from the provisions of Proposition 2-1/2, so called, the amounts required to pay for the bond issue in order to purchase capital equipment and provide funds for remodeling projects as provided in the annual budget article of the Wayland town warrant for the 1991 meeting?"

QUESTION NO. 2:

"Shall the Town approve the new charter recommended by the Charter Commission summarized below?"

SUMMARY

The proposed charter retains our basic open town meeting/selectmen form of government. The principal changes are the establishment of the position of Town Administrator, the abolition of the Board of Road Commissioners in 1994, and the appointment, instead of the election, of the Board of Health, the Park and Recreation Commission, the Commissioners of Trust Funds, and two of the five members of the Planning Board.

You are also required to notify all such residents of Wayland to meet in the Field House of the Wayland High School on:

THURSDAY, APRIL 25, 1991 AT 7:45 PM

to act on the following Articles:

Notice: It is the intention of the Finance Committee to request of the Town that if adjourned meetings be necessary to complete the action on the Warrant, they be held Monday, April 29, Wednesday, May 1, Thursday, May 2, and Monday, May 6.

Note Regarding Quantum of Vote: For those articles involving appropriations which are anticipated to be provided by taxation appropriated for another purpose, a majority quantum of vote is indicated. For articles which are anticipated to be funded by borrowing, a two-thirds quantum of vote is indicated.

Certain articles request the action of Town Meeting under its general legislative powers (i.e., to hear and accept reports, to appoint a committee, to adopt a resolution or "sense of the meeting" vote, etc.), and in such cases no particular statute is referenced. Town Counsel has advised that, as a matter of common-law precedent in Massachusetts, such matters are to be decided by a majority vote.

ARTICLE 1. HEAR REPORTS

To receive and act upon reports of Town officers, agents, trustees, commissioners, boards, and committees; or take any action relative thereto.

QUANTUM OF VOTE: Majority.

ARTICLE 2. RECOGNIZE CITIZENS FOR EXTENSIVE SERVICE TO THE TOWN

Proposed by: Board of Selectmen

To see if the Town will vote to recognize certain citizens of Wayland for their extensive service to the Town of Wayland:

or take any action relative thereto.

COMMENTS: Over the years hundreds of Wayland citizens have provided the Town with their expertise and service on committees, commissions and boards. This Article establishes the precedent for identifying those citizens who have served for 25 years or more, and for honoring them at the Annual Town Meeting in odd-numbered years.

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: Public recognition of volunteers is highly appropriate.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority.

ARTICLE 3. CHOOSE TOWN OFFICERS

To choose Town officers, agents, trustees, councils, commissioners, boards, and committees not elected by the official ballot.

QUANTUM OF VOTE: Majority. See Massachusetts General Laws, Chapter 41, Section 1.

ARTICLE 4. AMEND PERSONNEL BY-LAWS AND WAGE AND SALARY CLASSIFICATION PLAN

Proposed by: Personnel Board

To see whether the Town will vote to amend the Personnel By-Laws and the Wage and Salary Classification Plan previously adopted by the Town by making the following additions, deletions or modifications thereto, and by establishing effective dates for such amendments; or take any action relative thereto.

(Changes are Underlined)

PERSONNEL BY-LAWS

ARTICLE I - DEFINITIONS

As used in these By-Laws and the Wage and Salary Classification Plan the following words and phrases shall have the following meanings unless a different construction is clearly required by the context or by the laws of the Commonwealth:

"Benefit Status", any employee who regularly works at least twenty (20) hours per week shall be eligible to receive any leave benefit as described in these By-laws and any benefit which has been accepted by the Town which is prescribed by M.G.L. Chapter 32B. Leave benefits for such employees may be pro-rated on the basis of the actual hours regularly performed during the work week.

"Civil Service Law", Chapter 31 of the Massachusetts General Laws as amended and all rules and regulations made thereunder; and any special law enacted by the General Court regulating the classification, compensation and conditions of the employment of officers and employees of the Town under Chapter 31 of the Massachusetts General Laws;

"Class", a group of positions in the Town service sufficiently similar in respect to duties and responsibilities so that the same descriptive title may be used to designate each position allocated to the class, that the same qualifications shall be required of the applicants and incumbents, that the same tests of fitness may be used to choose qualified employees and that the same scale of compensation can be made to apply with equity;

"Department Head", the officer, board or other body having immediate supervision and control of a department;

"Department", any department, board, committee, commission, or other agency of the Town subject to this By-Law and the Wage and Salary Classification Plan;

"Continuous Employment", employment uninterrupted except for required military service and for authorized vacation leave, sick leave, bereavement leave, court leave or other leave of absence;

"Part-time Employment", employment for less than full- time employment, as further defined below; "Town", the Town of Wayland;

"Appointing Authority" or "Employing Agency", the official, board, committee, commission, council or other authority empowered by statute, special act or by-law to make appointments;

"Full-time Employment", employment for not less than seven hours per diem for five days a week for fifty- two weeks per annum, less legal holidays and authorized military leave, vacation leave, sick leave, bereavement leave, court leave, and leaves of absence;

"Full-time Employee", an employee retained in full-time employment;

"Position", an office or post of employment in the Town service with duties and responsibilities calling for the full-time or part-time employment of one person in the performance and exercise thereof;

"Permanent Position", any position in the Town service which has required or which is likely to require the services of an incumbent without interruption for a period of more than six calendar months, either on a full-time or part-time employment basis;

"Permanent Part-time Position", any permanent position in the Town service in which the incumbent works at least twenty (20) hours per week, but less than thirty-five (35) hours per week;

"Permanent Employee", or "Permanent Appointee", (1) any employee retained on a continuing basis in a permanent position, as defined above; (2) any employee holding a permanent appointment under Civil Service Law to a position deemed permanent within the meaning of said law;

"Probation Period - "The initial period of employment within a position, normally within six (6) months. Probation periods may be extended beyond six months but not beyond one year at the discretion of the supervisory authority."

"Probationary Employee", any employee whose initial tenure of Town service has not normally exceeded six (6) months. Such employees have limited rights during this stage of their employment and may be discharged at any point by the appointing authority during this employment phase.

"Temporary Position", any position in the Town service which is not permanent but which requires or is likely to require the sevices of one incumbent for a period not exceeding six calendar months;

"Seasonal Position", any position in the Town service which is not permanent but which requires the services of one incumbent for a period not exceeding one of the four seasons of the year;

"Temporary Employee", (1) any employee retained in a temporary position as defined above: (2) any employee holding a temporary appointment under the Civil Service Law who does not also have permanent status thereunder; (3) any employee retained in a position in a class the title of which contains the adjective "temporary";

"Job Sharing", the holding of one position by more than one incumbent who does not perform the duties and responsibilities of the position simultaneously;

"Intermittent Service", personal service rendered by an employee in a position calling for part-time employment, which service although constituting continuous employment is not rendered during prescribed working hours, daily, weekly or annually, but is rendered as required, according to the demands for such service as determined by the appropriate supervisory authority;

"Acting", performing the duties and having the responsibilities of another position on a temporary basis without having been appointed to the position on a temporary basis;

"Interim", performing the duties and having the responsibilities of a vacant position on a temporary basis after having been appointed to the vacant position until the position is filled;

"Wage and Salary Classification Plan", the schedule of hourly, weekly, annual, and flat rates appearing in the Town's Annual Town Meeting Warrant or Special Town Meeting Warrant, pursuant to Article III, Section 1;

"Supervisory Authority", the official, board, agency, committee, council, commission or other authority empowered by law to supervise, direct, and control the activities of employee(s).

"Rate", a sum of money designated as compensation for hourly, weekly or annual personal services;

"Minimum Rate", the lowest rate in a range which is paid to an employee;

"Midpoint Rate", the rate which is mid-way between the minimum rate and the maximum rate;

"Maximum Rate", the highest rate in a range which an employee normally is entitled to attain;

"Range", the dollar difference between minimum and maximum rate;

"Flat Rate", a rate of compensation for personal services that does not appear in a range;

"Step Rate", a pre-established incremental rate in a range between the minimum and maximum rates;

"Increment", the dollar difference between step rates;

"Compensation Grade", an alphanumeric designation for a salary or wage range;

"Promotion", a change from a position of lower class and compensation grade to a position with greater responsibilities in a higher class and compensation grade;

"Holiday Pay", extra pay authorized pursuant to Article VIII;

"Leave of Absence", a form of leave authorized pursuant to Article X.

"Overtime", time in excess of the normal number of hours or days of working time in the work week of the department; and

"Board", the Personnel Board as defined in Article II.

"Personnel Director", the Assistant Executive Secretary or other comparable position as determined by the Board of Selectmen.

ARTICLE II - PERSONNEL BOARD

Section 1. There shall be a Personnel Board of five members appointed by the Selectmen. The Selectmen shall also have the power to fill Personnel Board vacancies. The term of appointment shall be for five years except where the appointment is to fill a vacancy, and then it shall be to fill the unexpired term. No member of the Personnel Board shall be an employee of the Town or hold Town office. Members of the Personnel Board shall serve without compensation.

Section 2. The Personnel Board shall have the following powers and duties:

(a) to develop and administer these By-Laws and the Wage and Salary Classification Plan (hereinafter called "By-Laws" and "Plan") and personnel policies and procedures in cooperation with the Town Boards and Departments affected;

(b) to approve all pay or classification changes of Town employees, including all hiring rates and classifications;

(c) To negotiate collective bargaining agreements for the Town, after having met in advance with the Board of Selectmen and the Finance Committee to discuss the forthcoming negotiations;

(d) to establish such central personnel files for all employees as it deems useful in the administration of the By-Laws and Plan; and

(e) to review the operation of the Plan annually, including minimum and maximum wage and salary brackets, and recommend to the Town any appropriate changes.

In the case of any dispute concerning the interpretation or administration of the By-Laws and Plan, the decision of the Personnel Board shall be final, subject to an appeal to the Town at the next Town Meeting.

Section 3. The Personnel Board shall meet as necessary to consider such business as may be presented by Town Officials, Town Employees, or other interested persons, but not less often than quarterly. Three members of the Board shall constitute a quorum, and all action shall be taken by a majority of the members present at the Board meeting, provided that the Board may delegate to the Chairman power to act at any time on routine matters, subject to appeal to the full Board.

ARTICLE III - SALARY AND WAGE RATES

(Changes are explained with asterisks and underlining)

WAGE AND SALARY CLASSIFICATION PLAN

Section 1. The positions of all non-elected Town employees are classified under the following job titles with the wage and salary rates set forth:

ADMINISTRATIVE AND PROFESSIONAL*
FISCAL YEAR 1992 SALARY RANGE
NON-UNION
G-SCHEDULE

	POSITION TITLE	MIN.	MAX.
G-7	Executive Secretary	$52,293	$67,981
G-6	Finance Director/Town Acct.	$47,975	$62,368
G-6	Police Chief	$47,975	$62,368
G-6	Fire Chief	$47,975	$62,368
G-5	Director of Highway Operations	$44,014	$57,218
G-4	Park and Recreation Supt.	$40,380	$52,494
G-4	Water Superintendent	$40,380	$52,494
G-4	Asst. Executive Secty.	$40,380	$52,494
G-3	Data Processing Mgr.	$37,046	$48,159
G-3	Library Director	$37,046	$48,159
G-3	Town Surveyor	$37,046	$48,159
G-2	Director of Youth and Adolescent Serv.	$33,987	$44,183
G-2	Treasurer/Collector	$33,987	$44,183
G-2	Director of Public Health	$33,987	$44,183
G-2	Town Planner	$33,987	$44,183
G-1	Conservation Administrator	$31,180	$40,535
G-1	Executive Director, C.O.A.	$31,180	$40,535
G-1	Assistant Assessor	$31,180	$40,535
G-1	Building/Zoning Inspector	$31,180	$40,535

*Ranges are adjusted 3% upward by the Personnel Board for all Administrative and Professional employees effective 7/1/91.

NON-ADMINISTRATIVE/PROFESSIONAL POSITIONS-NON-UNION*

S-G SCHEDULE

		MIN.	MAX.
S-G-7	Waste Water Facilities Supervisor	$30,804	$40,045
delete ~~S-G-6~~	Assistant Treasurer/Collector	$28,522	$37,078
S-G-6	Surveying/Computer Specialist	$28,522	$37,078
S-G-5	Asst. Dir. of Youth and Adoles. Serv	$26,409	$34,332
S-G-4	Administrative Secretary	$24,453	$31,789
S-G-3	Professional Librarian	$22,642	$29,434
S-G-2	Dog Officer	$20,964	$27,254
S-G-2	Office Asst./Assessors	$20,964	$27,254
S-G-1	Hourly Library Clerk** @ 10.60	$19,412 8.32	$25,235 @ 13.70

*Ranges are adjusted 3% upward by the Personnel Board effective 7/1/91.
**Seasonal and intermittent employees, not permanent or full-time employees, no fringe benefits.

NON-UNION OFFICE STAFF*

Grade	Min.	Step 1	Step 2	Step 3
S-12	$20,619	$21,431	$22,285	$23,152
S-13	$21,431	$22,285	$23,152	$24,094
S-14	$22,285	$23,152	$24,094	$25,047
S-15	$23,152	$24,094	$25,047	$26,078
S-16	$24,094	$25,047	$26,078	$27,102
S-17	$25,047	$26,078	$27,102	$28,171
S-18	$26,078	$27,102	$28,171	$29,278

Non-Union Office Staff Positions

Administrative Secretary	S-G-4
Secretary/Word Processing Coord.	S-16
Administrative Assistant-Police	S-16

	Starting Hourly Rate	Step 1	Step 2	Step 3
Hrly. Sen. Sec. Aide**	$8.32			
Hrly. Sec. Aide**	$7.33			
Student Sec. Aide**	$4.82	$5.42	$6.02	$6.63

*Ranges are adjusted 3% upward by the Personnel Board effective 7/1/91.
**Seasonal or intermittent employees. Not permanent or full-time employees, no fringe benefits.

NON-UNION INSPECTORS - HEALTH AND BUILDING INSPECTION

	Hrly. Pay Rate	Weekly Pay Rate
Hrly. Health Inspector	$13.69	
Gas & Plumbing Inspector	$13.69	
Asst. Building Inspector	$13.69	
Wiring Inspector		179.63

*Ranges are adjusted 3% upward by the Personnel Board effective 7/1/91.

LIBRARY NON-UNION*

Grade	Title	Fiscal Year	Hourly Pay Rate
Hrly.	Libr. Page**	1992	$5.79

*Rates are adjusted 3% upward by the Personnel Board effective 7/1/91.
**Seasonal and intermittent employees; not permanent or full- time employees, no fringe benefits.

37.3
52 | 19412
156
381
364
172
156
160

10.6
35 | 3730
35
230
210
20

$10.60

485
52 | 25235
208
443
416
275
260

13.7
35 | 4850
35
135
105
250
245
5

PARK & RECREATION - NON-UNION*

Grade	Title	Fiscal Year	Starting Salary	1 Yr.	2 Yrs.	3 Yrs.
Hrly.	Seasonal Laborer**	1992		$ 8.65	$ 9.08	$ 9.52
Hrly.	Beach Director**	1992		$11.37	$12.50	$13.64
Hrly.	Beach Supervisor**	1992		$10.21	$11.37	$12.50
Hrly.	Head Lifeguard**	1992		$ 8.53	$ 9.08	$ 9.66
Hrly.	Lifeguards/Instr.**	1992		$ 7.11	$ 7.67	$ 8.25
Hrly.	Beach Police**	1992		$ 6.04	$ 6.42	$ 6.82
Hrly.	Swim Aide**	1992		$ 5.12	$ 5.69	$ 5.96
			Minimum	After 1 Yr.	After 2 Yrs.	After 3 Yrs.
Hrly.	Fee Support Program Administrator	1992	$12.05	$12.41	$12.77	$13.16

*Rates are adjusted 3% upward by the Park & Recreation Commission and approved by the Personnel Board effective 7/1/91.
**Seasonal or intermittent employees; not permanent or full-time employees, no fringe benefits.

JOINT COMMUNICATIONS - NON-UNION*

Grade	Title	Fiscal Year	Starting Salary	Step 1	Step 2	Step 3
S-14	Working Supervisor	1992	$22,285	$23,152	$24,094	$25,047

*Rates are adjusted 3% upward by the Personnel Board effective 7/1/91.

POLICE - NON-UNION*

Grade	Title	Fiscal Year	MIN.	1 YR.	2 YRS.	3 YRS.
P-4	Lieutenant	1990	$34,724	$36,483	$38,321	$40,257

*Reflects upward adjustments of 5 1/2% on 7/1/89. While the Lieutenant is not included in the Police Union, the position is entitled to many of the same provisions included in the Collective Bargaining Agreement with with the Police Union. Negotiations for a successor police collective bargaining agreement are in progress for FY91 and FY92.

WATER - NON-UNION*

Grade	Title	Fiscal Year	Hourly Starting	Step 1	Step 2	Step 3
WF-1	Water Foreman	1992	$14.16	$14.66	$15.17	$15.70

*This is a new non-union position which has been removed by agreement with the Union. The wages have been increased 3% to reflect the annual adjustment by the Personnel Board, effective 07/01/91.

PART-TIME, SEASONAL POSITIONS AND OTHER NON-UNION*

Title	Rates for FY 1992
School Traffic Supervisors	$4,310.00*
Substitutes	$ 24.72/day*
Special Police, Matrons	$ 11.21/hr.*
Call Firefighters	$ 11.21/hr.*
Temporary Custodians	$ 8.77/hr.*
JCC P-T Dispatcher	$ 7.96/hr.*
Police Intern	$ 5.79/hr.*
Water Meter Reader	$ .64/.74 per meter*
Waste Water/Landfill Monitor	1 Yr-8.65 2 Yr-9.08 3 Yr-9.52

*Rates are adjusted 3% upward by the Personnel Board effective 7/1/91.

OFFICE STAFF - UNION*

FY91 SALARY RANGES

GRADE	FY	MIN	AFTER 1 YR	AFTER 2 YRS	AFTER 3 YRS	AFTER 4 YRS	AFTER 5 YRS	AFTER 6 YRS
C-10	91	16,395	17,023	17,708	18,422	19,164	19,903	20,697
C-12	91	17,708	18,422	19,164	19,903	20,697	21,520	22,368
C-13	91	18,422	19,559	19,903	20,697	21,520	22,368	23,279
C-14	91	19,559	19,903	20,697	21,520	22,368	23,279	24,178
C-15	91	19,903	20,697	21,520	22,368	23,279	24,178	25,138
Civ Disp	91	18,317	18,974	19,695	20,447	21,264	22,107	22,919

Clerical Union salaries reflect a negotiated adjustment of 5% for Fiscal Year 1991. Negotiations for a successor agreement are either in progress or scheduled to begin soon.

CURRENT CLERICAL UNION POSITIONS

FINANCE/ACCOUNTING
C-15 1 Payroll Supervisor
C-15 1 Accounts Supervisor

TREASURER/COLLECTOR
C-13 1 Full-time, Principal Clerk/Department Assistant

ASSESSORS
C-12 1 Full-time, Senior Clerk

TOWN CLERK
C-12 1 Part-time, Senior Clerk/Assistant to the Town Clerk

WATER DEPARTMENT
C-12 1 Part-time, Senior Clerk
C-13 1 Full-time, Principal Clerk/Department Assistant

PARK AND RECREATION
C-13 1 Full-time, Principal Clerk/Department Assistant

BUILDING/INSPECTIONS
C-13 2 Part-time, Principal Clerks/Department Assistants

PUBLIC SAFETY
C-13 1 Full-time, Principal Clerk/Department Assistant
7 Full-time, Joint Communications Civilian Dispatchers

BOARD OF HEALTH
C-14 1 Full-time, Administrative Assistant

LIBRARY - UNION*

GRADE	FY	MIN	AFTER 1 YR	AFTER 2 YRS	AFTER 3 YRS	AFTER 4 YRS	AFTER 5 YRS
L-C	90	$17,196	$17,836	$18,473	$19,148	$19,853	$20,582
L-7	90	$16,210	$16,835	$17,522	$18,220	$18,949	$19,703
L-8	90	$16,846	$17,522	$18,220	$18,938	$19,698	$20,485
L-10	90	$18,220	$18,938	$19,723	$20,505	$21,323	$22,179
L-17	90	$23,958	$24,945	$25,926	$26,964	$28,042	$29,163

*Library Union salaries reflect a settlement of 5 1/2% increase for Fiscal Year 1990. Negotiations for a successor agreement are currently in progress.

CURRENT LIBRARY UNION POSITIONS

L-C 1 Custodian
L-7 4 Part-time Library Assistants
L-8 1 Serial Library Associate
L-10 2 Library Assistants
1 Administrative Assistant
L-17 1 Technical Services Librarian
1 Children's Librarian

G-3-

PARK AND RECRATION - UNION*

FY 91 HOURLY PAY SCALE

GRADE	FY	MINIMUM	AFTER 1YR	AFTER 2 YRS	AFTER 3 YRS
P&R1	91	$ 9.82	$10.13	$10.45	$10.82
P&R2	91	$10.13	$10.45	$10.82	$11.17
P&R3	91	$11.17	$11.51	$11.92	$12.30
P&R4	91	$11.92	$12.30	$12.79	$13.14
P&R6	91	$12.79	$13.14	$13.59	$14.06

*Park and Recreation Union salaries reflect a negotiated 5% increase for Fiscal Year 1991. Negotiations for a successor collective bargaining agreement are currently in progress.

CURRENT PARK & RECREATION UNION POSITIONS

P&R 1 1 Groundskeeper I
P&R 2 3 Groundskeepers II
P&R 4 1 Working Foreman
P&R 6 1 Master Mechanics

HIGHWAY - UNION*

FY 91 HOURLY PAY SCALE

GRADE	FY	MINIMUM	STEP 1	STEP 2	STEP 3
H-5	91	$10.53	$10.85	$11.21	$11.54
H-6	91	$10.85	$11.21	$11.54	$11.97
H-7	91	$11.21	$11.54	$11.97	$12.33
H-8	91	$11.54	$11.97	$12.33	$12.77
H-9	91	$11.97	$12.33	$12.77	$13.19
H-10	91	$12.33	$12.77	$13.19	$13.62
H-11	91	$12.77	$13.19	$13.62	$14.09

*Highway Union salaries reflect 5% increases for Fiscal Year 91. Negotiations for a successor collective bargaining agreement are currently in progress or scheduled to begin soon.

CURRENT HIGHWAY UNION POSITIONS

H-6 6 Medium Equipment Operators
H-7 1 Heavy Equipment Operator
H-8 1 Grader Operator
H-10 2 Working Foremen
1 Mechanic/Welder
H-11 3 General Foremen
1 Master Mechanic

WATER DEPARTMENT - UNION*

FY 90 HOURLY PAY SCALE

GRADE	FY	MINIMUM	STEP 1	STEP 2	STEP 3
WS-11	90	$ 9.58	$ 9.99	$10.34	$10.72
WS-15	90	$11.11	$11.47	$11.95	$12.39

*Water Department Union hourly pay rates reflect a settlement of 5 1/2% increase for Fiscal Year 90. Negotiations for a successor collective bargaining agreement are currently in progress.

CURRENT WATER DEPARTMENT UNION POSITIONS

WS-11 2 Maintenance #1
WS-15 4 Maintenance #2

POLICE DEPARTMENT*

GRADE	TITLE	FY	MINIMUM	AFTER 1 YR	AFTER 2 YRS	AFTER 3 YRS
P-1	Police Off	90	$24,674	$25,663	$26,692	$27,750
P-2	Police Sgt	90	$29,145	$30,579	$32,105	$33,713

*Police Union salaries reflect increase of 5 1/2% for Fiscal Year 90. Negotiations for a successor collective bargaining agreement are currently in progress.

CURRENT POLICE UNION POSITIONS

P-1 15 Police Officers
P-2 5 Police Sergeants

FIRE DEPARTMENT*

GRADE	TITLE	FY	STARTING SALARY	AFTER 1 YR	AFTER 2 YRS	MAXIMUM
F-6	Deputy	91				$39,064
F-5	Captain	91	$31,757	$32,855	$34,001	$35,192
F-4	Mechan & Elec	91	$30,631	$31,629	$32,719	$33,850
F-3	Lieutenant	91	$29,000	$29,916	$31,045	$32,129

F-2	Clerk	91	$28,091	$29,043	$30,581	$31,052
F-1	Firefighter	91	$26,242	$27,151	$28,090	$29,066

*Fire Union salaries reflect a settlement which provides for a 5% increase on July 1, 1990. Negotiations for a successor collective bargaining agreement are either in progress or scheduled to begin soon.

CURRENT FIRE UNION POSITIONS

F-6 1 Deputy
F-5 3 Captains
F-4 1 Mechanic
F-3* 4 Lieutenants
F-2 1 Clerk
F-1 14 Firefighters

Section 2. The Personnel Board may prepare such additional job descriptions to supplement the foregoing job titles as it deems desirable.

Section 3. If it becomes necessary during any year for any Town board, commission, committee, department or official (hereinafter referred to as an "employing agency") to hire a regular employee to do work not covered by an existing classification, the Personnel Board may establish a temporary new classification, but the same shall be submitted to the Town as a proposed amendment to the Plan in the next warrant for a regular Town Meeting.

Section 4. Upon request of an employing agency the Personnel Board is authorized, for cause shown, to convert an hourly rate shown in the foregoing schedule into a salary, or a salary into an hourly rate, provided that no change shall be made which will increase or reduce the average earnings of any employee.

Section 5. The wages and salaries of Town employees shall be fixed in strict accordance with this Plan. No employing agency shall pay or employ any person at a salary or wage not fixed in accordance with this Plan and approved by the Personnel Board hereunder; nor shall the Personnel Board approve a salary or wage that was not previously proposed by or reviewed with the employing agency. In administering this section, the Personnel Board shall take into consideration any and all employee fringe benefits.

ARTICLE IV - LONGEVITY

Section 1. Each full-time regular employee of the Town shall be awarded longevity pay in accordance with the following table:

After 5 years of service	-	$100 per year
After 10 years of service	-	An additional $50 ($150 total)
After 15 years of service	-	An additional $50 ($200 total)
After 20 years of service	-	An additional $50 ($250 total)
After 25 years of service	-	An additional $50 ($300 total)
After 30 years of service	-	An additional $50 ($350 total)

Payments will be made twice a year, on May 31 and November 30, and each payment will consist of half (1/2) of the yearly amount. To qualify for the additional payments under this Article, the employees must have completed the required years of service before the payment date. Part-time employees will be given consideration under this Article.

Section 2. The Personnel Board will be responsible for determining the equivalency of longevity in each case.

Section 3. Administrative and Professional employees hired after January 1, 1979 shall not be awarded any longevity pay.

ARTICLE V - HOURS OF WORK

Section 1. The regular work week for office and clerical employees shall be 35 hours. For Fire Department personnel, it shall be 42 hours. For Police Department personnel, it shall be 37.5 hours. The regular work week for all other Town employees shall be 40 hours, unless otherwise provided by union contract.

Section 2. Employees, other than members of collective bargaining units, required to work more than 8 hours in any day or 40 hours in any week, shall be compensated for such overtime at a rate based on one and one-half (1-1/2) times their regular hourly rates of pay or may be given time off equal to the amount of overtime. Employees, other than members of collective bargaining units, whose regular work week is less than 40 hours shall receive straight-time pay up to 40 hours per week and time and one-half for all hours in excess of 40 hours per week, or may be given time off equal to the amount of overtime performed.

Section 3. Nothing in this Article shall apply to Administrative and Professional employees in the G and S-G Schedules.

ARTICLE VI - NEW EMPLOYEES

Section 1. An individual newly hired by the Town or permanently transferred from one job to another shall be paid the minimum salary or wage rate for his classification except as hereinafter provided. The employing agency shall report all transfers and, so far as practicable, all proposed hirings to the Personnel Board in advance of appointment for approval of the employee's classification and salary or wage rate. When prior consultation is impractical, the appointing agency may hire an individual, with the approval of the Personnel Director, but subject to ratification of the employee's classification and salary or wage rate by the Personnel Board.

Section 2. New employees will normally be hired at the minimum step of an assigned classification. However, under no circumstances shall an employee be hired above the fourth step of the position classification without supporting documentation and evidence that such starting rate is warranted. All starting rates must be approved by the Personnel Department and any proposed starting rate above the fourth step of a classification must also receive Personnel Board approval.

ARTICLE VII - RECLASSIFICATION

Section 1. The duties of any employee may be reviewed by an employing agency upon request of the employee or on its own initiative. If it appears to the employing agency that such employee belongs in a different job classification because of changes in the nature of his duties, the employing agency may recommend his reclassification and shall submit a revised job description to the Personnel Board which shall then review the facts and approve or deny the proposed reclassification. A reclassified employee shall be paid as an employee newly hired or transferred to the job as of the date the reclassification is approved.

Section 2. Where, in the judgment of the Personnel Board and the employing agency unfairness would otherwise result, a Town employee, temporarily assigned to work in a higher classification for at least one week, shall be paid the minimum rate for that classification for as long as he does such work, provided that he is paid at a rate at least one step higher than his present rate.

Section 3. Any employee who is promoted to a higher job classification will receive at least one periodic step increase under the classification at the time of promotion.

ARTICLE VIII - INCREASES WITHIN ESTABLISHED RATE RANGES

Section 1. Upon satisfactory completion of probationary employee status, as determined by the supervisory authority, an employee may be eligible to receive a one step increase within the assigned classification. Increases will be granted only upon the written recommendation of the supervisory authority with the approval of the Personnel Board. Employees may continue to be eligible for step increases upon completion of each employment year, as determined by the employment anniversary date and as prescribed by Section 2 of this Article. Step increases will not be granted beyond the maximum step of the assigned classification.

Section 2. The intent of this article is to enable the Town to reward good and faithful service. It is intended that step increases will be granted for merit, and such increases will be withheld in any case where the employee has not performed satisfactorily enough to earn the increase set forth in the assigned wage schedule.

ARTICLE IX - ANNUAL LEAVE

Section 1. Paid Annual Leave for all non-union, non-professional or non-administrative employees in benefit status shall be as follows:

(1)	0 to 5 years employment:	13 working days
(2)	5 to 15 years employment:	19 working days
(3)	15 to severance:	25 working days

Leave days will start accruing as soon as the employee is hired, but none can be taken until the employee has had six months' service.

Section 2. The schedule for earning leave days is as follows:

(1) For 13 leave days per year - one day each 20 regularly scheduled working days.
(2) For 19 leave days per year - one day each 13.7 regularly scheduled working days.
(3) For 25 leave days per year - one day each 10.4 regularly scheduled working days.

This earning schedule is based on 260 working days per year and a five-day week.

Permanent part-time employees will earn days at the same rate, i.e., calculated on the number of days worked, provided they work at least 20 hours per week.

Section 3. Annual Leave may be taken as follows:

(1) Leave may be taken one day at a time, with permission of the supervisory authority, and will be used for all personal business and family emergencies.

(2) For purposes of this Article, a leave year is defined as January 1 to December 31.

Up to ten (10) accumulated leave days may be carried forward to the next leave year. Such leave days must be used within the next leave year. Any accumulated leave time over ten (10) days not taken by December 31 of each leave year will be forfeited. However, the Personnel Board may grant an additional carryover of five (5) leave days, for a maximum of fifteen (15) leave days, to the next leave year by considering a written appeal by an employee who is contemplating an extended leave prior to April 1 of the next following leave year. In all cases, any carryover leave days which exceed ten (10), and which are not utilized by April 1 of the next following leave year, will be forfeited. Appeals must be filed by December 1 of each leave year with the Personnel Board/Department.

(3) All permanent part-time employees who work less than the standard full-time hours per week for that portion shall receive leave time based on the average number of hours worked the three months preceding the leave year, and the years of service for determining leave time will be the same as for full-time employees.

Section 4. Any employee whose service is severed with the Town during the leave year shall be compensated for any earned and unused annual leave.

Section 5. In cases of G and S-G Schedule personnel, the Personnel Board may establish an annual leave program in accordance with the general custom of such administrative and professional groups.

ARTICLE X - HOLIDAYS WITH PAY

Section 1. All permanent Town employees in benefit status shall be allowed the following eleven holidays with pay: New Year's Day, Martin Luther King Day, Washington's Birthday, Patriot's Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, and Christmas Day. When one of the foregoing holidays falls on a Sunday, the holiday will be observed on the following Monday. When one of the foregoing holidays falls on a Saturday, the holiday will be observed on the preceding Friday. If a

holiday falls on a regularly scheduled day off, or when a permanent Town employee is scheduled to work on a holiday, he shall be given an additional day off with pay or shall receive straight-time pay for the hours actually worked in addition to his regular pay.

ARTICLE XI - SICK LEAVE

Section 1. Each permanent employee in benefit status shall accumulate sick leave for personal illness at the rate of one day for each four weeks of service, unless otherwise provided in a collective bargaining agreement. Sick leave will not be accumulated by an employee for any calendar month in which he is absent due to illness, injury or leave of absence for more than 20 consecutive working days. Sick leave is for the protection of employees against loss of pay because of illness and shall not be taken into account in figuring termination pay. Probationary employees are allowed to accrue sick leave from the first day of employment but are not permitted to utilize these leave days until the probationary employee status has been completed.

Section 2. If on sick pay, an employee may be compensated at his regular rate of pay for absences of not more than five (5) consecutive working days, provided the supervisory authority is satisfied that the absence was caused by the employee's illness. Sick leave with pay will be allowed for more than five (5) consecutive working days only upon submission of a doctor's certificate satisfactory to the supervisory authority; such certificate will also be filed with the employing agency. Such payment for sick leave may not exceed the employee's accrued sick leave benefit.

Section 3. Up to the limit of the dollar amount accrued, an employee may request that his sick leave and accrued annual leave be used to supplement any workmen's compensation payments, so long as sick leave, accrued annual leave, and workmen's compensation payments in each pay period do not exceed his regular after-tax income.

Section 4. When an employee is on sick leave, and his accrued leave expires, or he is receiving benefits under workmen's compensation, and his accrued leave expires, he will fall under the provisions of Article XII, Leave of Absence; that is, no provision of this plan will apply, and seniority, sick leave, and annual leave will not accrue during this absence.

Section 5. When a permanent employee retires or dies, he or his beneficiary shall receive severance pay equal to the employee's most recent daily straight time rate multiplied by 60% of his unused accumulated sick leave days in effect as of his retirement or death. Such severance pay shall not exceed a maximum of $3,500. This section applies to all employees except as may be otherwise provided in a collective bargaining agreement.

ARTICLE XII - LEAVE OF ABSENCE

Section 1. Any employee may apply for a leave of absence without pay. The application must be approved by both the employing agency and the Personnel Board and will be granted only under unusual conditions. If a leave of absence is granted, no provision of this Plan will apply, and seniority, sick leave and annual leave will not accrue during this absence. An employee may remain covered by the Town's Group Insurance Plan if he pays 100% of the monthly premium. This section does not apply to short term Military Leave.

ARTICLE XIII - BEREAVEMENT LEAVE

Section 1. Each permanent employee in benefit status may be eligible to receive an absence with pay not to exceed three days which may be granted at the discretion of the Supervisory Authority in case of death of a member of an employee's immediate family. For purposes of this Article, the term "immediate family" shall mean an employee's spouse, child, father, mother, sister, brother, grandparents, father-in-law, mother-in-law, brother-in-law, or sister-in-law.

ARTICLE XIV - JURY DUTY

Section 1. If an employee is called to serve on jury duty, he shall be paid the difference between compensation for serving on jury duty and his regular (base) pay. Employees serving on jury duty should make every reasonable attempt to report for work on the days on which they serve. Reasonable documentary proof of actual service of jury duty must be presented to the supervisory authority in order that his compensation be paid.

ARTICLE XV - MILITARY LEAVE

Section 1. An employee called to Reserve or National Guard duty will be compensated for the difference between his military pay and his regular (base) pay for the training period not to exceed two weeks in any year, upon satisfactory evidence of completion of the training period. Military pay shall be considered to be all pay received for the entire fourteen day period, including Saturdays and Sundays. Military leave shall not be charged to vacation time.

ARTICLE XVI - MATERNITY LEAVE

Section 1. A female employee, after having successfully completed her probationary period or, if there is no full-time basis for at least six consecutive months, shall be granted a maternity leave without pay, for the purpose of giving birth, for a period of time not to exceed eight (8) weeks provided such employee gives two (2) weeks' notice of her anticipated departure date and intention to return to work.

Section 2. Such employee, provided she has complied with Section 1 above, shall be entitled, at the conclusion of her maternity leave, to return to work at her previous or similar position with the same status she held as of the date her maternity leave commenced unless other employees with equal length of service, credit, or status have been laid off due to changes in economic or operating conditions during the period of her maternity leave.

Section 3. An employee on maternity leave may use her earned sick leave or annual leave. If she has no accrued leave available or her accrued leave expires, she will fall under the provisions of Article XII, Leave of Absence; that is, no provision of this plan will apply, and seniority, sick leave and annual leave will not accrue during this absence.

ARTICLE XVII - PHYSICAL EXAMINATION

Section 1. All new employees are required to have a physical examination completed prior to being hired. Physical examinations shall be done by a physician designated by the Town, at Town expense. The Town physician is responsible for recommendations to the appropriate Town department head, and for maintaining confidential medical records on the individuals. Full-time active employees of the Police and Fire Departments are also required to have annual physical examinations.

ARTICLE XVIII - GRIEVANCE PROCEDURE

Section 1. Any employee who feels aggrieved by the administration of any provision of this Plan may take the matter up with his immediate supervisor.

Section 2. If the matter is not cleared up following a discussion with the immediate supervisor, the employee may submit a complaint to the employing agency in writing, which shall then give the employee an informal hearing and attempt to reach a mutually satisfactory adjustment.

Section 3. If the matter is not satisfactorily settled within two weeks after a written complaint is made, either party may submit the question to the Personnel Board. The Personnel Board shall take the matter under advisement, may hold a public or private hearing, and shall render a final and binding decision within thirty days.

ARTICLE XIX - NON-MONETARY RECOGNITION

Section 1. The Personnel Board shall establish a system/method of non-monetary recognition for exceptional performance or contribution by one or more employee(s).

ARTICLE XX - EQUAL EMPLOYMENT OPPORTUNITY

Section 1. The Town of Wayland is an equal opportunity employer. This means that it pledges that all candidates for positions and all officials and employees of the Town's agencies will be treated equally in all actions affecting them. It also means that the Town has a policy of non-discrimination which guarantees that all applicants for employment and all employees are not to be discriminated against because of race, color, age, sex, religion, national origin, political affiliations, or handicap.

ARTICLE XXI - EXEMPTIONS

Section 1. No provision of these By-Laws or this Plan shall apply to the official duties of any elected Town Officer, or to any employee of the School Committee, unless brought under the Plan or By-Laws by the Personnel Board upon request of the School Committee; nor to any of the following work or positions while performed on a part-time basis:

Registrars	Public Safety Building Janitor
Election Officers	Inspector of Animals
Milk Inspector	Veteran's Agent

COMMENTS: This is the customary Article provided by the Personnel Board. It consists of two parts: changes in Article III of the Personnel By-law, the Wage and Salary Classification plan; and amendments to the other sections of the By-Law. Article III provides for an automatic cost-of-living increase of 3% to take effect July 1, 1991, and for an additional 2% step increase to be awarded on the employee anniversary date, based on an evaluation of "satisfactory" or above. This schedule applies to G, S-G and non-union employees. Contracts for the seven union were still under negotiation at press time.

In the SG Schedule the new position of Assistant Treasurer/Collector replaces the former position of Principal Clerk/Assistant Treasurer. Also, there are four title changes: Detached Social Worker is now Director of Youth and Adolescent Services, and the same title change applies to the Assistant Director in the S-G Schedule; Highway Superintendent is now Director of Highway Operations; Chief Operator Septage Facility is now Waste Water Facilities Supervisor.

The few amendments in the other sections of the By-Law amplify or clarify the existing language.

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: Amendments to the language of the By-Law allow for clarification of existing practice and policy, which permits consistent application of the By-Law and reduces ambiguities. The changes in the Wage and Salary Classification Plan allow for systematic increases based partly on employee evaluation and provide reasonable growth with regard to current economic conditions.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 41, Section 108A.

ARTICLE 5. FY 92 OMNIBUS BUDGET

Proposed by: Finance Committee

To see what sum of money the Town will appropriate for the operation and expenses of the Town, including capital expenditures for equipment, improvements or other purposes, and to determine whether such appropriation shall be provided by taxation, by transfer from unappropriated funds, by transfer of funds already appropriated for another purpose, by borrowing under authority of the General Laws, or otherwise; or take any action relative thereto.

COMMENTS: Following the Finance Committee recommendation is a budget summary of the motion the Finance Committee expects to make under the Article. See the Finance Committee Report for additional budget information.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 5, Chapter 44, Section 33B.

MOTION UNDER ARTICLE 5.

For what it considers to be the proper management of the Town and its finances, the Finance Committee makes the following recommendations, and they are, therefore, incorporated under the motion to be made under Article 5 at the Annual Town Meeting, as follows:

> That all employees in the Wayland Town Building, the Public Safety Building, the Loker Building, and the Cochituate Town Building, other than elected officials, non-salaried appointed officials, and those of the School Department, come under the supervision of the Executive Secretary, except for matters relating to policy; and further that the Executive Secretary be charged with the operation, maintenance, and administration of these buildings, their equipment, and their grounds; except as to the Wayland Town Building, the Executive Secretary shall be responsible also for its use;
>
> That ~~the operation of the landfill be under the supervision~~ of the Road Commissioners;
>
> That the appropriation under Conservation Commission for "Conservation Fund" be maintained as a fund against future purchases and not be expended without future direct vote of the Town;
>
> That the Town Collector continue to act as Collector for the Water Department, that all fees and penalties from whatever source be turned over to the Town as income;
>
> That all purchases of data processing equipment be submitted to the Data Processing Committee for approval before such purchase is made;

That the appropriation for "Hydrant Rental" of $41,000 for the Water Department granted in the budget be transferred to "Water Available Surplus";

That the sum of $10,000 from "Revenue Sharing PL-94-488" be transferred from this account for application against the Police Department item "Salaries";

That the Office of the Town Clerk be continued on a salary basis and that all fees from whatever source derived be turned over to the Town as Town Income;

That all fees, wages, or payments made to the Tree Warden, from whatever source, be turned over to the Town as Town Income.

That the Director of Youth and Adolescent Services and Staff be under the jurisdiction of the Youth Advisory Committee which shall report to the Town on the activities of the Director of Youth and Adolescent Services and Staff at the Annual Town Meeting. The Director of Youth and Adolescent Services and Staff will receive administrative support from the School Department.

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	SELECTMEN			
1	SALARIES	$500	$500	$500
2	EXPENSE	$4,735	$4,736	$4,736
3	OTHER,METRO WEST	$10,000	$2,000	$2,000
5	TOWN GOVT COMM	$67	$0	$0
	TOTAL SELECTMEN	$15,302	$7,236	$7,236
	CIVIL DEFENSE			
6	SALARY	$529	$2,500	$2,500
7	EQUIP, AMMO, SUPPLIES	$6,108	$5,858	$5,858
8	UNIFORMS	$3,757	$2,930	$2,930
	TOTAL CIVIL DEFENSE	$10,394	$11,288	$11,288
	TOWN OFFICE			
	SALARIES:			
	EXECUTIVE SECRETARY		$57,000	$61,645
	ASST. EXEC. SECRTY		$44,366	$47,604
	FIN. DIR./TOWN ACCT.		$51,818	$55,560
	OFFICE ADMIN		$24,500	$25,614
	S. SCHEDULE		$22,933	$23,392
	CLERICAL		$49,316	$47,457
	PART TIME		$0	$0
	OVERTIME/LONGEVITY		$4,350	$4,000
9	TOTAL SALARIES	$266,746	$254,283	$265,272
10	EXPENSE	$39,213	$35,300	$41,500
11	EQUIPMENT	$4,576	$5,000	$5,000
12	TELEPHONES	$34,100	$29,000	$28,000
13	CONTRACT SERVICES	$28,000	$28,000	$28,000
14	ENERGY COMMITTEE 82	$657	$0	$0
15	TELEPHONE CONSULTANT	$1,718	$0	$0
16	TRAFFIC LIGHTS	$7,163	$0	$0
17	PAINT TOWN BLDGS	$252	$0	$0
	TOTAL TOWN OFFICE	$382,425	$351,583	$367,772
	WAYLAND TOWN BUILDING			
18	SALARIES	$53,538	$48,486	$50,342
19	BUILDING UTILITIES	$69,910	$69,900	$69,900
20	EXPENSE	$30,750	$22,102	$22,102
	TOTAL TOWN BUILDING	$154,198	$140,488	$142,344

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	OTHER TOWN BUILDG – COCHIT			
21	EXPENSES	$19,545	$20,000	**$20,000**
	DATA PROCESSING			
	MANAGER	$42,649	$42,536	**$45,985**
	COMPUTER OPERATOR	$2,000	$2,200	**$2,200**
22	TOTAL SAL	$44,649	$44,736	**$48,185**
	EXPENSES			
23	FORMS,SUPPLIES	$12,690	$14,000	**$18,000**
24	EDUCATION/TRAVEL	$454	$1,000	**$1,000**
	EQUIPMENT			
25	RENTAL AND REPAIRS	$21,458	$23,300	**$22,000**
26	NEW COMPUTER SUPPLIES	$18,000	$4,000	**$0**
27	NEW APPLICATIONS	$1,867	$0	**$0**
28	PROFESSIONAL SERVICES	$16,750	$20,700	**$21,800**
	TOTAL DATA PROCESSING	$115,868	$107,736	**$110,985**
	TREASURER/COLLECTOR			
	TREASURER/COL. SALARY	$35,655	$35,656	**$38,196**
	CLERICAL SALARY	$35,590	$42,259	**$52,614**
				– 10920
29	TOTAL SALARIES	$71,245	$77,915	**$90,810**
	EXPENSES:			
30	OPERATING EXPENSE	$1,931	$1,972	**$2,177**
31	TAX TITLE EXPENSE	$100	$0	**$1,000**
32	EXCISE TAX PROGRAM	$1,500	$1,400	**$0**
33	BANKING SERVICES	$21,443	$23,620	+10,920 **$12,400**
34	LOCK BOX SEVICES	$5,803	$6,978	**$15,036**
35	COMPUTER TRAINING	$0	$0	**$1,400**
36	MAILING SERVICE	$0	$0	**$1,400**
	TOTAL TREAS/COLLECTOR	$102,022	$111,885	**$124,223**
	ASSESSORS			
37	SALARIES	$4,593	$4,600	**$4,600**
38	PROF/CLERICAL	$71,296	$73,656	**$78,974**
39	EXPENSE	$3,856	$3,100	**$5,500**
40	PROF SERVICES	$14,644	$12,199	**$15,000**
41	PROPERTY REASSESS	$84,493	$98,145	**$35,000**

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
42	OTHER EXPENSE	$0	$0	$2,500
43	COMPUTER PERIPHERALS	$2,920	$0	$0
	TOTAL ASSESSORS	$181,802	$191,700	$141,574
44	**FINANCE COMMITTEE**	$110	$160	$160
	PERSONNEL BOARD			
45	EXPENSE	$500	$500	$500
46	ADJUSTMENT FUND	$33	$45,000	$45,000
	TOTAL PERSONNEL BOARD	$533	$45,500	$45,500
	TOWN COUNSEL			
	PROFESSIONAL SERVICES			
	ASSOC. TOWN COUNSEL	$0	$25,000	$16,000
	LABOR COUNSEL	$23,345	$13,000	$8,000
	TOWN COUNSEL	$83,325	$38,000	$43,000
	TOTAL PROFESSIONAL SER	$106,670	$76,000	$67,000
	ACCRUED TAXES	$0	$0	
	LEGAL EXPENSES	$3,344	$2,000	$2,000
	TAX TITLE	$0	$2,500	$3,500
47	**TOTAL TOWN COUNSEL**	$110,014	$80,500	$72,500
	REGISTRARS			
48	SALARY	$675	$675	$675
49	LISTING	$1,478	$1,500	$1,500
	TOTAL REGISTRARS	$2,153	$2,175	$2,175
	TOWN CLERK			
50	TOWN CLERK SALARY (questioned)	$25,000	$27,500	$30,000
51	TOWN CLERK ADDED COMP	$400	$400	$400
52	CLERICAL	$11,717	$15,500	$17,775
53	EXPENSE	$2,451	$1,987	$2,806
54	TRAINING/EDUCATION	$583	$0	$0
55	VOTING MACHINES	$456	$0	$0
	TOTAL TOWN CLERK	$40,607	$45,387	$50,981
	ELECTIONS			
56	OFFICERS SALARIES	$5,730	$5,405	$4,709
57	EXPENSE	$5,624	$4,228	$7,464

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	TOTAL ELECTIONS	$11,354	$9,633	**$12,173**
	PLANNING BOARD			
58	EXPENSE	$4,349	$2,000	**$4,000**
59	PROFESSIONAL SERVICES	$0	$2,000	**$0**
60	PLANNING ADMINISTRATOR SAL	$38,950	$38,215	**$41,481**
	TOTAL PLANNING BOARD	$43,299	$42,215	**$45,481**
	TOWN SURVEYOR			
	TOWN SURVEYOR SAL	$43,138	$42,756	**$46,285**
	SURVEY/COMP SPEC SAL	$33,112	$32,904	**$35,775**
61	TOTAL SAL	$76,250	$75,660	**$82,060**
62	EXPENSE	$2,815	$2,300	**$2,350**
63	VEHICLE EXPENSE	$380	$1,280	**$1,230**
64	COMPUTER SYSTEM MAINT	$2,480	$2,790	**$2,790**
65	TRAFFIC LIGHT	$722	$0	**$0**
	TOTAL TOWN SURVEYOR	$82,647	$82,030	**$88,430**
	CONSERVATION			
66	EXPENSE	$5,312	$5,963	**$5,963**
67	PROF SERVICES/MISC	$4,485	$2,500	**$2,500**
68	SALARIES	$31,917	$32,146	**$31,569**
69	PURCHASE DICKSON LAND	$17,871	$0	**$0**
	TOTAL CONSERVATION	$59,585	$40,609	**$40,032**
70	**PROGRAMS: FEE SUPPORT**	$4,527	$0	**$0**
	HISTORICAL COMMISSION			
71	PROF SERVICES	$630	$860	**$860**
72	EXPENSE	$109	$254	**$254**
	TOTAL HISTORICAL COMM	$739	$1,114	**$1,114**
73	**SURFACE WATER QUALITY CO**	$9,105	$5,000	**$5,000**
74	**HISTORIC DISTRICT COMM**	$104	$100	**$100**
	COUNCIL ON AGING			
75	SALARIES	$30,002	$29,160	**$30,272**
76	OPERATING EXPENSE	$3,330	$3,500	**$3,500**

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
77	EQUIPMENT	$54	$400	$400
78	TRANSPORTATION	$23,199	$25,000	$25,000
	TOTAL COUNCIL ON AGING	$56,585	$58,060	$59,172
	TOTAL GENERAL GOVERNMEN	$1,402,918	$1,354,399	$1,348,240
	POLICE			
	SALARIES			
	POLICE CHIEF SALARY	$49,000	$52,421	$52,567
	LIEUTENANT SALARY	$41,795	$40,627	$41,038
	YOUTH OFFICER SAL	$31,182	$0	$0
	SERGEANTS SALARY	$178,541	$175,220	$175,310
	DETECTIVES SAL	$90,643	$0	$0
	SPECIALISTS	$0	$147,500	$144,300
	PATROLMEN SAL	$310,752	$288,466	$288,600
	INTERNS SAL	$6,114	$5,243	$5,506
	OVERTIME SAL	$77,956	$75,134	$75,134
	HOLIDAY SAL	$33,216	$39,347	$41,214
	SCHOOL TRAFFIC SUPR	$7,993	$8,202	$8,612
	SPECIALS	$339	$0	$0
	COURT TIME	$7,797	$10,500	$10,500
	CLERK	$22,210	$24,169	$25,318
	TUITION REIMB	$3,000	$3,000	$1,000
	NIGHT DIFFERENTIAL	$12,758	$15,109	$15,109
	LONGEVITY	$0	$3,300	$3,850
	PROFESSIONAL STIPEND	$0	$6,000	$7,200
	ED. INCENTIVE	$0	$49,041	$48,426
1	TOTAL SALARIES	$873,296	$943,279	$943,684
	EXPENSE:			
2	OPERATING EXPENSE	$10,608	$10,850	$11,850
3	UNIFORM EXPENSE	$11,900	$12,150	$12,150
4	TRAINING EXPENSE	$27,613	$30,000	$30,000
5	YOUTH OFFICER EXPENSE	$796	$800	$800
6	CRIME PREVENTION	$798	$800	$800
7	SPECIAL SERVICES	$0	$500	$500
8	ANNUAL PHYSICALS	$2,000	$2,000	$2,000
9	OUT-OF-STATE TRAVEL	$1,500	$1,500	$1,500
10	PUBLIC SAFETY COMPUTER	$5,000	$5,000	$5,000

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	EQUIPMENT			
11	POLICE CARS PURCHASE	$51,600	$58,260	**$59,000**
12	VEHICLE OPERATION EXPENSE	$14,992	$15,000	**$15,000**
13	NEW EQUIPMENT,MISC,OFFICE	$2,103	$2,103	**$2,103**
14	OTHER EQUIPMENT	$0	$0	**$3,000**
15	EQUIPMENT MAINT & REPAIR	$4,252	$5,100	**$5,100**
16	VEHICLE GASOLINE	$17,992	$21,000	**$21,000**
17	ACCREDITATION	$273	$0	**$0**
18	RADIO–BAPERN FEE	$0	$0	**$0**
	TOTAL POLICE DEPT	$1,024,723	$1,108,342	**$1,113,487**
	FIRE			
	SALARIES			
	CHIEF SALARY	$52,418	$51,725	**$48,500**
	DEPUTY CHIEF SAL	$35,520	$38,483	**$38,868**
	CAPTAINS SAL	$105,569	$104,001	**$105,041**
	LIEUTENANTS SAL	$0	$0	**$124,004**
	FIREFIGHTERS SAL	$543,251	$585,082	**$470,558**
	LONGEVITY	$300	$300	**$0**
	INCENTIVE & EMT	$30,000	$29,900	**$31,400**
	OVERTIME	$85,414	$62,767	**$59,407**
	CALLBACK PAY	$8,490	$10,000	**$10,000**
	HOLIDAY PAY	$36,942	$38,405	**$38,789**
	CALLMEN HOURLY	$2,700	$5,000	**$5,000**
	CALLMEN ANNUALLY	$4,825	$3,500	**$3,500**
	CLERICAL PART TIME	$1,962	$2,500	**$2,500**
	CALLBACK PAY: AMBULANCE	$25,223	$30,000	**$30,000**
19	TOTAL SALARIES	$932,614	$961,663	**$967,567**
20	OPERATING EXPENSE	$7,749	$7,828	**$7,756**
21	AMBULANCE EXPENSE	$3,928	$4,000	**$4,000**
22	FIRE ALARM SYSTEM EXPENSE	$2,797	$2,800	**$2,800**
23	TRAINING AND EDUCATION	$1,768	$1,800	**$1,800**
24	UNIFORM EXPENSE	$10,498	$10,500	**$10,500**
25	OUT OF STATE TRAVEL	$0	$300	**$300**
26	PHYSICAL EXAMS	$2,490	$2,700	**$1,500**
	EQUIPMENT			
27	MISC. EQUIPMENT & HOSE	$9,990	$10,000	**$10,000**
28	EQUIPMENT MAINTENANCE	$5,676	$5,700	**$5,700**
29	EQUIPMENT RENTAL	$600	$600	**$600**
30	VEHICLE GASOLINE	$4,335	$6,000	**$6,000**
31	COMPUTER	$5,000	$5,000	**$5,000**

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	TOTAL FIRE DEPT.	$987,445	$1,018,891	$1,023,523
	INSPECTION			
	SALARIES			
	BLDG.&ZONING INSP.SAL	$32,561	$32,561	$33,515
	DEP BLDG INSP	$15,902	$12,085	$12,085
	SUB INSPECTOR SAL	$1,770	$1,806	$1,806
	WIRING INSPECTOR	$8,891	$9,069	$9,069
	GAS INSPECTOR	$4,463	$4,552	$4,552
	PLUMBING INSPECTOR	$4,463	$4,702	$4,552
	CLERICAL	$30,178	$30,593	$30,844
	SEALER OF WEIGHTS,MEAS	$91	$500	$500
32	TOTAL SALARIES	$98,319	$95,868	$96,923
	EXPENSE:			
33	BUILDING & ZONING EXPENSE	$1,575	$2,775	$2,775
34	INSPECTORS EXPENSE	$2,363	$2,100	$2,100
35	ZONING BOARD EXPENSE	$727	$785	$785
36	TRAVEL AND MEETING	$350	$0	$0
37	PROFESSIONAL SERVICE	$522	$0	$0
	EQUIPMENT			
38	VEHICLE EXPENSE	$845	$1,200	$1,200
39	OFFICE EQUIP	$551	$0	$0
40	VEHICLE GASOLINE	$675	$840	$840
41	CONTRACT SERVICES	$0	$1,725	$1,725
	DOG OFFICER:			
42	DOG OFFICER SALARY	$20,917	$20,480	$22,220
43	DOG OFFICER EXPENSE	$1,562	$1,670	$1,670
44	BOARD VET FEES	$1,221	$1,100	$1,100
45	VEHICLE EXPENSE	$700	$700	$700
	TOTAL INSPECTION	$130,327	$129,243	$132,038
	JOINT COMMUNICATIONS			
46	DISPATCHERS SAL	$183,241	$193,839	$192,587
47	OPERATING EXPENSE	$18,816	$18,840	$18,840
48	BLDG. EXPENSE,MAINT,REPAIF	$22,600	$12,600	$12,600
49	BLDG. EXP UTILITIES	$45,400	$45,400	$45,400
50	EQUIPMENT	$0	$3,670	$0
51	REPAIRS PUBLIC SAFETY BLDC	$15,000	$10,000	$10,000
52	EQUIPMENT	$300	$0	$0

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	TOTAL JOINT COMM	$285,357	$284,349	$279,427
	TOTAL PROTECTION	$2,427,852	$2,540,825	$2,548,475
	BOARD OF HEALTH			
	SALARIES:			
	BOARD MEMBERS	$150	$150	$150
	HEALTH INSPECTOR	$34,131	$0	$0
	SECRETARY TO THE BOARD	$24,093	$24,428	$24,428
	SUB SECRETARY	$535	$0	$720
	ANIMAL INSPECTOR	$804	$804	$804
	SUB INSPECTOR	$0	$720	$0
	HEALTH DIRECTOR	$0	$36,050	$37,946
	LONGEVITY	$200	$0	$0
1	TOTAL SALARIES	$59,913	$62,152	$64,048
	EXPENSES:			
2	OFFICE EXPENSE	$3,216	$4,400	$4,400
3	IN STATE TRAVEL EXPENSE	$461	$700	$700
	CONTRACT/PROF SERVICES			
4	MENTAL HEALTH CLINICS	$42,730	$42,730	$42,730
5	PARMENTER NURSING CARE	$126,247	$126,247	$126,247
6	MOSQUITO CONTROL	$14,000	$14,000	$15,000
	SPECIAL BUDGET ITEMS:			
7	WATER QUALITY STUDY	$285	$3,500	$3,500
8	HAZARDOUS WASTE MGT	$5,000	$21,286	$20,286
9	SANITARIAN & ENVIRON	$23,503	$36,645	$36,645
	TOTAL BOARD OF HEALTH	$275,355	$311,660	$313,556
	HIGHWAY			
	SALARIES:			
	DIRECTOR OF HIGHWAY	$19,754	$40,200	$46,394
	CLERK SALARY	$22,210	$23,279	$44,875
	HIGHWAY LABOR SALARY	$316,615	$332,103	$333,683
	OVERTIME,LABOR	$83,576	$48,300	$48,300
	PART TIME	$0	$18,422	$0
	SEPTAGE REIMB	($15,000)	$0	$0
1	TOTAL SALARIES	$427,155	$462,304	$473,252

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	MAINTENANCE:			
2	MAINTENANCE OF ROADS	$49,389	$49,500	$30,000
3	MAINTENANCE OF EQUIPMENT	$65,799	$69,500	$70,000
4	SNOW REMOVAL	$52,213	$51,000	$51,000
5	SNOW REMOVAL/PRIVATE WAY	$6,828	$7,000	$7,000
	CONTRACT/PROFESSIONAL SERVICES			
6	CONTRACT SWEEPING/LEASE	$17,982	$0	$0
7	CONTRACT BASIN CLEANING	$11,998	$12,000	$12,000
8	CONTRACT LINE PAINTING	$7,000	$7,000	$9,000
9	ROAD RESURFACING	$125,000	$150,000	$150,000
10	WASTE & OIL COLLECTION	$2,983	$0	$0
11	CRACK SEALING	$0	$0	$10,000
12	ROAD OILING	$0	$0	$10,000
	EQUIPMENT			
13	EQUIPMENT MISC.	$6,965	$7,000	$10,000
14	SIDEWALK TRACTOR	$0	$0	$0
15	NEW EQUIPMENT	$72,943	$0	$0
16	EQUIPMENT LEASE	$0	$5,000	$0
	BUILDING MAINTENANCE:			
17	HIGHWAY GARAGE REPAIR	$19,352	$6,000	$8,500
18	HIGHWAY GARAGE UTILITIES	$21,740	$22,000	$21,500
19	OTHER GARAGE EXPENSE	$2,993	$3,000	$5,000
	TOTAL HIGHWAY	$890,340	$851,304	$867,252
	HIGHWAY–LANDFILL			
	EXPENSE:			
20	WASTE,OIL COLLECTION	$0	$1,500	$1,000
21	LEACHATE COLLECTION	$25,930	$10,000	$10,000
22	DISPOSAL OF METAL	$3,992	$2,000	$0
23	DISPOSAL OF WOOD	$3,499	$9,300	$10,000
24	RECYCLE TRASH	$3,267	$0	$0
25	FUEL	$0	$14,750	$14,000
	PROFESSIONAL SERVICES			
26	MISC. ENGINEERING	$18,744	$64,500	$64,500
27	OPERATING CONTRACT	$154,917	$0	$0
	BUILDING:			
28	REPAIRS	$1,184	$3,500	$3,900
29	UTILITIES	$0	$12,500	$10,000
30	OTHER EXPENSE	$2,985	$6,000	$6,000
31	SALARIES	$24,207	$95,722	$96,572
32	MAINT REPAIRS	$0	$3,800	$4,000
33	NEW EQUIPMENT	$0	$76,927	$74,700

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
34	OTHER EXPENSE: COVER	$0	$4,500	**$6,500**
35	MISC. EQUIPMENT	$0	$0	**$4,800**
	TOTAL LANDFILL	$238,725	$304,999	**$305,972**
	SEPTAGE FACILTIY			
	SALARIES			
	CHIEF OPERATOR	$33,809	$35,004	**$31,569**
	ASSISTANT OPERATOR	$27,869	$29,216	**$30,677**
	OPERATOR	$27,875	$29,216	**$30,677**
	FRINGE BENEFITS	$1,588	$16,550	**$16,550**
	OVERTIME	$9,794	$9,800	**$9,500**
	ADMINISTRATION	$15,000	$35,000	**$35,000**
	LABORER	$0	$3,276	**$8,714**
1	TOTAL SALARIES	$115,935	$158,062	**$162,687**
2	EXPENSE	$35,744	$42,000	**$45,000**
3	UTILITIES	$5,858	$6,000	**$5,000**
4	EXPENSE–MISC.	$20,378	$30,500	**$24,500**
5	CHEMICALS	$6,000	$7,449	**$7,449**
6	INSURANCE	$3,963	$5,000	**$6,000**
7	LAB	$247	$500	**$500**
8	OPER REV COMMITTEE	$0	$5,000	**$5,000**
9	PROF SERVICES	$0	$500	**$500**
10	EQUIP, MAT, SUPPLIES	$5,728	$6,000	**$6,950**
11	MAINTENANCE	$22,016	$22,000	**$22,000**
12	ENERGY	$1,000	$1,000	**$2,000**
13	PURCHASE/RENTAL	$6,008	$7,600	**$7,600**
	BUILDING			
14	ENERGY	$5,507	$5,000	**$6,000**
15	UTILITIES	$1,241	$1,500	**$1,500**
16	MAINTENANCE,REPAIR	$3,421	$3,500	**$4,000**
17	CAPITAL REPLACEMENT	$50,000	$135,000	**$85,000**
18	DEBT & INTEREST PAYM	$0	$43,009	**$91,059**
	TOTAL SEPTAGE FACILITY	$283,046	$479,620	**$482,745**
	WELFARE			
1	VET BENEFIT APPROP	$7,499	$7,500	**$5,000**
2	MISCELLANEOUS	$1,059	$400	**$250**
3	SALARIES	$2,600	$2,600	**$2,600**
	TOTAL WELFARE	$11,158	$10,500	**$7,850**

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
				+5.7%
	SCHOOLS			
1	REGULAR INSTRUCTION 1	$5,682,527	$6,180,760	$6,657,256
2	SPECIAL INSTRUCTION 2	$1,616,353	$1,874,609	$1,862,367
3	INSTRUCTIONAL SERVICES 3	$1,326,111	$1,539,166	$1,632,055
4	OPERATIONS SERVICES 4	$1,252,579	$1,352,753	$1,396,981
5	POLICY ADMIN. SERV. 5	$444,696	$437,380	$479,166
6	OUT OF STATE TRAVEL 6	$9,456	$12,650	$15,525
	TOTAL SCHOOLS	$10,331,722	$11,397,318	$12,043,350
7	**REGIONAL VOCATIONAL SCHO**	$200,565	$175,809	$298,000
	DIRECTOR YOUTH SERVICES			
	DIRECTOR YOUTH SERVICES	$43,432	$43,300	$37,946
	ASSOC DIRECTOR YOUTH SER	$30,448	$31,000	$30,561
8	TOTAL YOUTH SERV SAL	$73,880	$74,300	$68,507
9	EXPENSE	$2,198	$2,003	$3,025
10	AUTOMOBILE EXPENSE	$698	$350	$600
11	AUTOMOBILE	$0	$350	$700
	TOTAL DIR YOUTH SERVICES	$76,776	$77,003	$72,832
	LIBRARY			
	SALARIES			
	LIBRARY DIRECTOR	$41,150	$41,149	$43,203
	ADM ASSISTANT	$23,381	$24,479	$24,529
	CHILDREN'S LIBRARIAN	$16,853	$27,422	$28,512
	ASST. CHILDREN'S LIBRARIAN	$20,289	$20,282	$21,547
	LIBRARY ASSISTANTS	$55,911	$0	$0
	PAGES SALARY	$3,723	$5,558	$5,558
	CLERKS SALARY	$17,210	$12,749	$12,954
	CUSTODIAN SALARY	$20,582	$21,711	$21,761
	REF LIBRARIAN/SUNDAY –	$1,423	$1,714	$1,714
	TECH SERVICE & REF	$29,220	$30,751	$30,821
	CIRCULATION	$22,242	$79,266	$80,143
	SATURDAY DIFFERENTIAL	$0	$540	$540
1	TOTAL SALARIES	$251,984	$265,621	$271,282
2	OPERATING EXPENSE	$32,000	$35,000	$35,000
3	OUT OF STATE TRAVEL	$550	$550	$550
4	TUITION REIMBURSEMENT	$1,500	$1,500	$1,500
5	MATERIALS PURCHASE	$41,999	$45,000	$56,000

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41,149
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	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
6	STATE AID, MATERIALS	$5,998	$6,000	$0
7	BUILDING REPAIRS	$1,500	$3,500	$3,500
8	LIBRARY AUTOMATION	$25,296	$20,000	$20,000
	TOTAL LIBRARY	$360,827	$377,171	$387,832
	PARK & RECREATION			
	SALARIES:			
	SUPERINTENDENT	$45,892	$46,498	$47,604
	LABOR	$178,691	$159,643	$160,388
	CLERICAL REGULAR	$20,116	$21,520	$21,520
	SPECIALISTS	($9)	$0	$0
1	TOTAL SALARIES	$244,690	$227,661	$229,512
	EXPENSE:			
2	REPAIRS & MISC.	$37,930	$37,980	$37,980
3	MATERIALS & SUPPLIES	$6,272	$8,480	$8,480
4	UNIFORM EXPENSE	$2,620	$2,660	$3,360
5	TREE PLANTING	$1,190	$1,500	$1,500
6	BUILDING REPAIRS & MAT	$85	$0	$0
7	RECORDED SERVICES	$267	$500	$500
8	PLAYGROUND APPARATUS	$500	$500	$500
9	TRAVEL & DUES IN STATE	$548	$500	$500
10	TRAVEL OUT OF STATE	$921	$1,050	$1,050
	EQUIPMENT			
11	MISC SMALL EQUIPMENT	$1,000	$1,000	$1,000
12	REPAIR SUPPLY & EQUIP	$4,500	$4,500	$4,500
13	NEW EQUIPMENT(TRUCKS,MO	$62,962	$0	$0
	BUILDING REPAIRS			
14	LIGHTING, ETC.	$4,000	$4,505	$4,505
	CONTRACT/PROF SERVICES			
15	TREE TRIMMING	$18,000	$18,000	$18,000
16	PUBLIC WORKS EXPENSE	$1,999	$2,000	$2,000
17	DUTCH ELM DISEASE EXP	$2,529	$800	$800
18	BASKETBALL RESURFACING	$353	$0	$0
	TOTAL PARK & RECREATIO	$390,366	$311,636	$314,187
19	FEE SUPPORTED PROGRAMS	$236,777	$375,000	$300,000

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
	UNCLASSIFIED			
1	INSURANCE GENERAL	$270,011	$325,000	$325,000
2	INSURANCE 32B	$1,100,000	$1,000,000	$1,150,000
3	UNEMPLOYMENT COMPENSAT	$39,334	$10,000	$10,000
4	STREET LIGHTING	$81,784	$77,000	$77,000
5	HYDRANT RENTAL	$41,000	$41,000	$41,000
6	TOWN MEETING WARRANT	$14,801	$16,000	$16,000
7	RESERVE FUND	$0	$138,000	$130,000
8	PUBLIC CEREMONIES	$1,744	$1,200	$1,200
9	TOWN MEETING NOTICES	$4,999	$0	$0
10	SURETY BONDS	$143	$1,000	$1,000
11	TOWN CLOCKS	$0	$200	$200
12	NON CONTRIBUTORY PENSION	$25,112	$28,000	$29,500
13	PENSION DISIBILITY ACCT	$10,000	$10,000	$10,000
14	OCCUPATIONAL HEALTH NURS	$11,634	$12,000	$12,000
15	EMPLOYEE ASSIST PROGRAM	$5,795	$0	$0
16	MEDICAL CONTRIBUTION	$50,000	$50,000	$55,000
17	RES SALARY SETTLEMENTS	$0	$0	$100,000
	TOTAL UNCLASSIFIED	$1,656,357	$1,709,400	$1,957,900
	DEBT AND INTEREST			
	INTEREST			
1	BOND ANTICIPATION NOTES	$9,000	$10,000	$10,000
2	BOND ANTICIPATION NOTES E	$0	$215,000	$215,000
3	FAAN	$3,204	$0	$1,855
4	ANTICIPATION REVENUE	$10,000	$10,000	$10,000
5	SCHOOLS, 1972	$6,750	$4,500	$2,250
6	MULTI PURPOSE 1985 EXEMPT	$27,413	$22,538	$17,663
7	MULTI PURPOSE 1985	$650	$0	$0
8	MULTI PURPOSE 1986 EXEMPT	$55,313	$47,188	$39,063
9	MULTI PURPOSE 1986	$30,825	$13,650	$10,400
10	LAKE SHORE,LINER	$6,638	$3,983	$1,328
11	MULTI PURPOSE 1988	$72,200	$59,880	$47,560
12	ROAD ISSUE 1987 EXEMPT	$217,350	$192,150	$166,950
13	BOND ISSUE 1989	$14,674	$29,016	$13,795
14	BOND ISSUE EXEMPT 1989	$0	$206,119	$118,885
15	STATE HOUSE NOTE,INT	$0	$1,740	$1,160
16	MULTI PURPOSE EXEMPT 1990	$0	$0	$57,079
17	MULTI PURPOSE EXEMPT 1990	$0	$0	$3,661
	MATURING DEBT			
18	1972 SCHOOL	$45,000	$45,000	$45,000
19	BOND SALE EXPENSE	$6,658	$0	$0
20	MULTI PURPOSE 1984	$0	$0	$0
21	REGISTERED BOND COST	$1,296	$972	$1,296

	TOWN BUDGET FY 1992	EXPENDED FY 1990	APPROPRIATED FY 1991	REQUESTED FY 1992
22	MULTI PURPOSE 1985 EXEMPT	$75,000	$75,000	**$75,000**
23	MULTI PURPOSE 1985	$10,000	$0	**$0**
24	MULTI PURPOSE 1986 EXEMPT	$125,000	$125,000	**$125,000**
25	MULTI PURPOSE 1986	$90,000	$60,000	**$40,000**
26	LAKE SHORE, LINER	$45,000	$45,000	**$45,000**
27	NEW BOND ISSUE 1988	$220,000	$220,000	**$215,000**
28	ROAD ISSUE 1987 EXEMPT	$450,000	$450,000	**$450,000**
29	BOND ISSUE 1989 EXEMPT	$0	$257,000	**$255,000**
30	BOND ISSUE 1989	$0	$78,000	**$75,000**
31	STATE HOUSE NOTES	$0	$8,000	**$8,000**
32	MULTI PURPOSE EXEMPT 1990			**$105,000**
33	MULTI PURPOSE EXEMPT 1990			**$15,000**
	TOTAL DEBT & INTEREST	$1,521,971	$2,179,736	**$2,170,945**
	GRAND TOTAL BUDGET	**$20,304,755**	**$22,456,380**	**$23,419,136**

$ 22,939,371

grand fund $ 550,000
lib. 6,000

	CAPITAL BUDGET	REQUESTED FY 1992
	DATA PROCESSING	
1	COMPUTER UPDATE	$21,000
	TOWN SURVEYOR	
2	COMPUTER UPDATE	$23,000
3	VAN REPLACEMENT	$12,700
	FIRE DEPARTMENT	
4	LADDER/PUMPER TRUCK	$325,000
5	TRUCK AMBULANCE UPDATE	$41,000
6	TURNOUT GEAR	$14,400
	JOINT COMMUNICATIONS	
7	RECORDING EQUIPMENT	$25,000
	HIGHWAY DEPARTMENT	
8	TEN WHEELER DUMP	$110,000
9	STREET SWEEPER	$110,000
10	ONE TON DUMP	$30,000
11	SKID STEER LOADER	$25,000
12	WOOD CHIPPER	$15,000
13	AIR COMPRESSOR	$11,000
14	ROOF REPAIR	$30,000
15	BOILER REPAIR	$50,000
16	LANDFILL EQUIPMENT	$51,000
	SCHOOL DEPARTMENT	
17	COMPUTER EQUIPMENT	$60,000
18	BUS REPLACEMENT	$35,000
	PARK AND RECREATION	
19	LEAF MACHINE	$7,000
20	LINE PAINTER	$9,000
21	WOOD CHIPPER	$15,500
22	TRACTOR LOADER	$32,000
	GRAND TOTAL CAPITAL BUDGE	$1,052,600

← ambulance receipts

DEPARTMENTAL INCREASES	BUDGET FY 92	BUDGET FY 91	BUDGET INCREAS	% INCREASE
GENERAL GOVERNMENT	$1,348,240	$1,354,399	($6,159)	−0.5%
PROTECTION	$2,548,475	$2,540,825	$7,650	0.3%
HEALTH	$313,556	$311,660	$1,896	0.6%
HIGHWAY	$867,252	$851,304	$15,948	1.9%
LANDFILL	$305,972	$304,999	$973	0.3%
SEPTAGE FACILTIY	$482,745	$479,620	$3,125	0.7%
VETERANS' BENEFITS	$7,850	$10,500	($2,650)	−25.2%
SCHOOLS	$12,043,350	$11,397,318	$646,032	5.7%
REG VOCATIONAL SCHOOLS	$298,000	$175,809	$122,191	69.5%
DIR. YOUTH SERVICES	$72,832	$77,003	($4,171)	−5.4%
LIBRARIES	$387,832	$377,171	$10,661	2.8%
PARK AND RECREATION	$314,187	$311,636	$2,551	0.8%
FEE SUPPORTED PROGRAMS	$300,000	$375,000	($75,000)	−20.0%
UNCLASSIFIED	$1,957,900	$1,709,400	$248,500	14.5%
DEBT AND INTEREST	$2,170,945	$2,179,736	($8,791)	−0.4%
TOTAL	$23,419,136	$22,456,380	$962,756	4.3%

disposed of passed

ARTICLE 6. WAYLAND/SUDBURY SEPTAGE TREATMENT PLANT

Proposed by: Board of Road Commissioners

To see if the Town will vote to appropriate a sum of money to be expended by the Board of Road Commissioners for the operation of the Wayland/Sudbury Septage Facility; to determine whether such appropriation shall be provided by taxation, by transfer from unappropriated available funds, by transfer of funds already appropriated for another purpose, by borrowing under authority of the General Laws, or otherwise; or take any action relative thereto.

		Requested FY'92
1.	SALARIES	$ 113,587
2.	EXPENSE	
	Operating Expenses	74,500
	Other Expenses	6,500
3.	CONTRACTED/PROFESS. SERVICES	5,000
4.	OUT OF STATE TRAVEL	500
5.	EQUIPMENT	
	Capital Replacement	141,950
	Purchase and Rental	7,600
	Maintenance/Repairs	24,000
6.	BUILDINGS - MAINTENANCE/EXPENSE	
	Maintenance/Repairs/Renovations	4,000
	Building Utilities	1,500
	Other Expense	6,000
7.	SPECIAL BUDGET ITEMS	
	Reserve Fund	4,755
	Deferred Capital Spending	0
	Debt Service	41,059
	TOTAL DIRECT EXPENSES	$ 430,951
8.	INDIRECT EXPENSES	
	Administration	35,000
	Health Insurance	9,600
	Workman's Compensation	4,500
	Other Insurance	7,449
	TOTAL INDIRECT EXPENSES	$ 56,549
	TOTAL BUDGET	**$ 487,500**
	ANTICIPATED REVENUE	$ 487,500
	RETAINED EARNINGS	0
	TOTAL REVENUES	**$ 487,500**

COMMENTS: This Article provides for the annual appropriation of the Wayland Treatment Plant. However, as has been the custom, and consistent with State Statute, the Finance Committee has included this budget within the Town's annual budget and, therefore, this Article is redundant.

ARGUMENTS OPPOSED: This budget is already included in the FY 1992 budget. This method provides budget consistency.

ARGUMENTS IN FAVOR: The Highway Department feels the Septage budget should be listed as a separate article.

RECOMMENDATION: The Finance Committee does not approve this Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 5; two-thirds for borrowing - see Massachusetts General Laws, Chapter 44, Section 7.

ARTICLE 7. FY 92 WATER DEPARTMENT BUDGET

passed

Proposed by: Finance Committee

To see if the Town will appropriate a sum of money for the Water Department to be expended pursuant to the authority of the Water Commissioners; to determine whether such appropriation shall be provided by taxation, by appropriation from available funds, by transfer of funds already appropriated for another purpose, by borrowing under the authority of the General Laws, or otherwise; or take any action relative thereto.

WATER DEPARTMENT BUDGET

		EXPENDED FY 1990	APPROPRIATED FY 1991	RECOMMENDED FY 1992
	SALARIES			
	COMMISSIONERS	$225	$225	$225
	SUPERINTENDENT	$44,218	$46,025	$49,452
	TOWN OFFICE	$28,452	$33,078	$34,337
	LABOR SALARY	$142,852	$186,520	$201,134
1	TOTAL SALARIES	$215,747	$265,848	$285,148
2	MAINTENANCE	$144,000	$242,100	$247,500
	EQUIPMENT			
3	NEW VEHICLE: TRUCK	$32,789	$0	$15,000
	SPECIAL BUDGET ITEMS			
4	WATERMAIN IMPROVEMENT	$3,471	$10,000	$30,000
5	METER RENEWAL	$6,893	$0	$0
6	NEW WELL & PUMPING STATION	$89,320	$60,000	$0
7	POLICE DETAILS	$1,712	$3,000	$3,000
8	COST OF BORROWING	$12,500	$42,500	$30,000
9	CLEAN WELLS	$0	$30,000	$25,000
10	LAND AQUISITION	$0	$0	$40,000
	TOTAL WATER DEPARTMENT	$506,432	$653,448	$675,648

COMMENTS: This Article provides funds according to the proposed budget for the operation of the Water Department for fiscal year 1992.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 5, and Chapter 44, Section 33B. Two thirds for borrowing - see Massachusetts General Laws, Chapter 44, Section 7.

ARTICLE 8. COMPENSATION FOR ELECTED OFFICIALS

Proposed by: Board of Selectmen Estimated Cost: $36,975

To see if the Town will fix the salary and compensation of all elected officers of the Town pursuant to Massachusetts General Laws Chapter 41, Section 108, to be effective July 1, 1991, which salary and compensation are printed below.

passed

SALARY SCHEDULE - ELECTED TOWN OFFICERS

	FY 1991	FY 1992
Selectmen (5)	$ 100	$ 100
Assessors - Chairman	1,600	1,600
- Assessors (2)	1,500	1,500
Town Clerk	27,500	31,500
Board of Health Members (3)	50	50
Water Commissioners (3)	75	75

COMMENTS: The salary recommendations are as indicated in the budget. The Finance Committee recommends that they be made effective July 1, 1991.

ARGUMENTS IN FAVOR: The recommendations are consistent with past practice or, where applicable, with orderly growth based on market survey.

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 41, Section 108.

ARTICLE 9. AMEND WAYLAND/SUDBURY SEPTAGE DISPOSAL FACILITY AGREEMENT

passed

Proposed by: Operational Review Committee

To see if the Town will vote to authorize its Operational Review Committee to amend the Wayland/Sudbury Septage Disposal Facility Agreement, dated March 12, 1976, as follows:

By deleting the existing subparagraphs 1., 2. and 3. of Section VI.C., Apportionment and Payment of Capital Costs, and substituting therefor the following new subparagraphs 1., 2. and 3. thereof:

"1. Through fiscal year 1991, all original capital costs shall be shared equally by Sudbury and Wayland. Beginning with the fiscal year starting on July 1, 1991, all remaining unpaid original capital costs shall be paid from the Enterprise Account Reserve Fund.

2. Through fiscal year 1991, SUDBURY shall timely pay to the Treasurer of WAYLAND one half of the amount necessary to meet the payment schedule of each and every principal and interest payment that WAYLAND must pay on the bonded indebtedness incurred to finance the original capital costs for the facility. Beginning with the fiscal year starting on July 1, 1991, the Treasurer of SUDBURY shall forthwith transmit to the Treasurer of WAYLAND such sums of excess income appropriated to the Enterprise Account Reserve Fund as are requested by the said Treasurer of WAYLAND for the payment of the original capital costs for the facility.

3. After fiscal year 1991, subsequent capital costs shall be apportioned between the Towns according to the gallonage ratio (as hereinafter defined) since the last previous capital expenditure, but shall otherwise be paid in the same manner as original capital costs. Beginning with the fiscal year starting on July 1, 1991, subsequent capital costs shall be paid from the Enterprise Account Reserve Fund as in the same manner as original capital costs shall be so paid."

or take any action relative thereto.

COMMENTS: This is a technical change required to pay future debt and interest payments for the septage facility from Enterprise Funds. Presently, the towns of Wayland and Sudbury share capital costs equally. Passage of this article would divide future costs relative to actual usage.

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: The change permits a more equitable sharing of capital costs between the two towns.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 4A.

ARTICLE 10. AUTHORIZE TREASURER/COLLECTOR TO COLLECT NON-TAX ACCOUNTS AND CHARGE INTEREST ON NON-TAX ACCOUNTS

Proposed by: Board of Selectmen

To see if the Town will vote to amend the General By-Laws by striking Article 10 and replacing said article with the following new Article 10:

"ARTICLE 10. TOWN TREASURER AND COLLECTOR

Section 1.

The Treasurer/Collector shall have the authority as to any property now owned, or hereafter acquired through the foreclosure of tax titles held by the Town, subject to the approval of the Board of Selectmen, to sell such property, after first giving notice of the time and place of sale by posting such notice of sale in some convenient and public place in the Town, fourteen days at least before the time fixed for such sale, and shall be authorized, subject to the approval of the Board of Selectmen, to reject any bid which he may deem inadequate, and pending such sale, the Custodian of such property shall have the authority, with the approval of the Board of Selectmen, to cause to be demolished any buildings or structures on such tax title land which he believes for the benefit of the Town are in need thereof.

Section 2.

The Treasurer/Collector of taxes shall collect, under the title of Town Collector, all accounts due the Town of Wayland and, in the collection of such accounts, shall have all the remedies provided by the General Laws for the collection of taxes on personal estate. This section shall not apply to the collection of interest on investments of sinking or trust funds. All bills for accounts due the Town of Wayland shall state that all checks, drafts, or money orders shall be made payable to, or to the order of, the Town of Wayland and not to, or to the order of, any officer, board, or commission.

Section 3.

All municipal charges and bills issued by the Town of Wayland shall be due and payable thirty days after rendering, and if such charges remain unpaid after such due date, they shall accrue interest at the same rate at which interest may be charged on real and personal property tax bills under the applicable provisions of the General Laws. The Treasurer/Collector shall collect all unpaid accounts, including interest thereon."

or take any action relative thereto.

COMMENTS: Section 1. is identically the same as the existing Article 10. Section 2. is added to permit the Treasurer/Collector to collect all accounts due to the Town, including water fees and other user fees; the present state laws specify that the Treasurer/Collector is the collector of excise,

real and personal property taxes only. (This amendment of Section 2. is authorized by Massachusetts General Laws Chapter 41, Section 38A.) Section 3. is added to provide penalties for

enforcement of prompt payment of debts due to the Town, and allows the Town to collect interest on overdue debts at the same interest rate as for tax bills. (This amendment of Section 3. is authorized by Massachusetts General Laws Chapter 40, Section 21E.)

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: Adoption of these amendments will bring the powers and procedures of the Treasurer/Collector into conformance with most other Towns, which have a By-Law similar to the one proposed by this Article. it will permit the Town to assess and collect interest on overdue debts -- introducing an effective inducement for prompt payment. The interest charges collected will be an added revenue source for the Town.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 21; Chapter 41, Section 38A and Chapter 40, Section 21E.

ARTICLE 11. AMEND DOG REGULATIONS

passed

Proposed by: Board of Selectmen

To see if the Town will vote to amend its General By-Laws, Article 7, Part A. Dog Regulations, Section 5, by adding thereto the following paragraph at the end of said Section 5:

"Notwithstanding any other provision of this Article, if a dog injures any person or domesticated or farm animal or damages property, the Selectmen may order the restraint or disposal of such dog as may be deemed necessary.";

or take any action relative thereto.

COMMENTS: Under Wayland's present By-Law, a dog gets a "free" first offense, in a manner of speaking. Regardless of how serious the injury or damage may be, the Town's only recourse is for the dog officer to "order the restraint and/or muzzling (of the dog), for a period not to exceed thirty days."

Massachusetts General Laws Chapter 140, Section 157 already provides the authority now being proposed in this Article. Adoption of the Article would, therefore, allow the Town to take appropriate action in the first instance against a dog which causes injury or damage.

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: This amendment remedies a defect in the Town's By-Laws.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 40, Section 21.

ARTICLE 12. ACCEPT E-911 LEGISLATION

Proposed by: Board of Selectmen

To see if the Town will vote to accept the provisions of Chapter 291 of the Acts of 1990 allowing the Town to receive enhanced 911 telephone service.

COMMENTS: Passage of this article would allow the Town to enter the statewide enhanced 911 system. Chapter 291 provides that cities and towns must accept this legislation by December 10, 1991. Whether or not the article is approved by Town Meeting, the statewide E-911 system will begin.

Until now, Wayland has been unable to provide 911 service because many Wayland addresses have Natick or Framingham telephone exchanges. This is not a problem with the statewide system because calls are automatically forwarded to the correct town's dispatcher.

The new system provides the police with the address from which the call is being made. This would be helpful in situations where the party making the call is unaware of the address or unable to communicate the information. Any resident who does not want the police to know his or her address will have the option of blocking this information.

If the Town does not approve this article by December 10, 1991, and it subsequently decides to enter the 911 system, the cost of the equipment will be approximately $50,000. That equipment will cost nothing if we enter the system now. The Town will also be eligible for reimbursement of approximately $1400 already spent to purchase a Telecommunication Device for the Deaf (TDD).

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: The enhanced 911 system will simplify the process of alerting the police and fire departments to emergency situations. By accepting Chapter 291 of the Acts of 1990, the Town can obtain this service at no charge, and obtain $1400 reimbursement for TDD equipment already purchased.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority - see Chapter 291 of the Acts of 1990.

ARTICLE 13. ALCOHOLIC BEVERAGES - RIGHT OF ARREST

passed

Proposed by: Board of Selectmen

To see if the Town will vote to amend Article 23 of the BY-LAWS OF THE TOWN OF WAYLAND, by adding thereto the following new paragraph:

"Any person who is discovered by a police officer or special police officer in the act of violating the provisions of this section may be arrested without a warrant by such police officer or special police officer and held in custody, in jail or otherwise, until a complaint is made against him for such offense, which complaint shall be made as soon as practicable and in any case within twenty-four hours, Sundays and legal holidays excepted."

COMMENTS: The Article proposes an amendment to an article adopted by the 1975 Town Meeting. The 1975 article reads: "No person shall consume any alcoholic beverage, as the same as defined in General Law Chapter 138, Section 1, while in or upon a public way or a way to which the public has a right of access."

The 1975 Article made public drinking illegal; but Wayland police, unlike the police of most neighboring towns, have no power to arrest people over the age of 21 who consume alcoholic beverages in public. Police responding to calls about people drinking outside of house parties report difficulty in distinguishing between minors and 21-year-olds. This article would allow police to arrest anyone drinking publicly, regardless of age.

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: This article simply gives the police power to enforce an article which was adopted by the 1975 Town Meeting. It will help the police to control public consumption of alcoholic beverages.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws Chapter 40, Section 21.

ARTICLE 14. ADOPT DUDLEY POND REGULATIONS AS BY-LAW

passed 4/29/91

Proposed by: Board of Selectmen

To see if the Town will vote to amend the BY-LAWS OF THE TOWN OF WAYLAND by adding thereto the following new Article:

"ARTICLE 30. DUDLEY POND RULES AND REGULATIONS

Section 1. General

1.1 These Rules are adopted in order to ensure the public health, safety, and welfare in the area of Dudley Pond.

1.2 These Rules are intended to supplement all present or future boating and safety regulations of the Commonwealth of Massachusetts. Pamphlets explaining the State regulations, which must also be observed, should be obtained from the Marine and Recreational Vehicles Division, Massachusetts Department of Environmental Affairs.

1.3 The following are prohibited on the Pond and on Town property adjacent to the Pond:

a. Depositing brush, litter, trash, or waste except into receptacles placed for that purpose.

b. Igniting or using a fire, including but not limited to cooking devices.

c. Possessing or consuming alcoholic beverages.

1.4 If the Police Chief or his designee determines that emergency or overcrowded conditions exist, they may temporarily limit or suspend recreational use of the Pond and adjacent Town property, pending further action by the Board of Selectmen.

1.5 A nightly curfew, prohibiting any use or occupancy of all Town property adjacent to the Pond, shall be observed between the hours of 10:00 P.M. and 4:00 A.M.

a. Upon written application, the Selectmen may issue a special permit to an individual or identifiable organization for use or occupancy of Town property between the hours of 10:00 P.M. and 4:00 A.M.

b. If, on the written report of two households neighboring Town property or of the Police Department, the Selectmen determine that an extended curfew is necessary for the public safety or welfare, the Selectmen may extend the curfew to the hours from sunset to sunrise or otherwise by causing notice of such extension to be posted on the premises.

c. With reference to both a and b above, the Selectmen:

(1) may limit their action to specified areas or include all Town property adjoining the Pond;

(2) shall provide the Police Department with copies of any special permits or posted notices; and

(3) shall state the duration of any permit or curfew extension, neither of which may exceed one year.

Section 2. Boats, Skis, Vehicles, Craft, and Other Conveyances

2.1 Definitions

a. The term "craft" as used herein shall mean all types of boats, skis, vehicles, and conveyance which can be used on or in the Pond, including but not limited to: canoes, kayaks, sailboats, catamarans, and sailboards; where the context so requires or permits, it shall also include automobiles, trucks, ice boats, and snowmobiles.

b. The term "headway speed" as used herein shall mean the slowest speed at which a craft may be operated and maintain steerage way, in no case to exceed six (6) miles per hour.

2.2 All craft using Dudley Pond and Town-owned portions of its shoreline must be certified and registered in accordance with the laws of the Commonwealth of Massachusetts, if applicable.

2.3 No craft shall be powered by motor or engine on or beneath the surface of the Pond for commercial or recreational purposes unless:

a. the craft is a boat, and the motor is an outboard having 10 horsepower or less; or

b. the motor is electric; or

c. the craft is being used for purposes of protecting the safety, health, and environment of the public, and written permission has first been obtained from the Board of Selectmen.

2.4 Motorized craft shall not exceed a speed of 10 miles per hour, except for purposes of law enforcement or rescue being performed by Police or Fire agencies.

2.5 From sunset to sunrise, and at any other time when visibility is poor, each craft shall exhibit a light sufficient to make its presence discernible.

2.6 Personal flotation devices shall be carried aboard all craft in accordance with the requirements for recreational boats as established by the U.S. Coast Guard.

2.7 No person shall operate any craft while he or she is under the influence of intoxicating liquor, barbiturates, narcotics, or other controlled substances, including marijuana.

2.8 No person shall operate any craft in a negligent manner so that the lives or safety of the public might be endangered.

2.9 All craft must always be operated safely, courteously, and at a safe distance to prevent their wash from being thrown into or causing excessive rocking to swimmers, floats, rafts, and other craft.

2.10 In any event, no craft shall travel faster than a speed that is safe, reasonable, and proper under existing conditions.

Section 3. Particular Areas of Caution

Beyond 150 feet of shore is primarily for use by crafts. Within 150 feet of shore is primarily for use by swimmers and waders. Those in areas not designated primarily for their use should exercise special caution.

3.1 Craft are to be operated with extreme caution within 150 feet from the shoreline when heading to and from open water. In this area craft may not exceed headway speed as defined above.

3.2 Craft traveling in excess of headway speed, beyond 150 feet from shore, must clear persons in the water by at least 100 feet.

3.3 Swimmers should proceed with extreme caution beyond 150 feet from shore.

3.4 Swimming buoys and flagged buoy markers, one hundred and fifty (150) feet from shore, may be placed per authorization of the Selectmen."

COMMENTS: The Rules and Regulations concerning the use of Dudley Pond and its Shoreline were adopted by the Board of Selectmen on December 4, 1984. The Courts have ruled that when a statute authorizes the Town to make rules and regulations, "the Town" means Town Meeting and not the Board of Selectmen as the rule-making authority. The regulations have not yet been formally adopted by Town Meeting.

The proposed rules and regulations were previously approved by the Massachusetts Department of Fisheries and Wildlife and the Attorney General. Each of these offices has now determined that Town Meeting action is necessary.

A "no" vote would mean that individuals using Dudley Pond could do so with unbridled discretion. A "yes" vote would add the regulations to the Town's By-Laws.

ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: Adoption of these regulations as a By-Law will ensure that they are valid and fully enforceable.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws Chapter 40, Section 21.

ARTICLE 15. ACCEPT STREETS - GRIFFIN CIRCLE, WINDY HILL LANE, GENNARO CIRCLE, BARLEY LANE

Proposed by: Board of Road Commissioners

passed

To see if the Town will vote to accept as town ways the following portions of streets laid out by the Board of Road Commissioners:

(a) as shown on a plan entitled "Definitive Plans, Cochituate Estates, Griffin Circle, Wayland, Mass., Subdivision Plan" dated 02/09/87 Revised April 27, 1987 by Mistry Associates, Inc. and recorded as Plan 1153 of 1987 in Book 18439 Page 264 at the South Middlesex Registry of Deeds, E. Cambridge, Massachusetts;

(b) as shown on a plan entitled "Definitive Subdivision Plan, Windy Hill, Plan of Land in Wayland, Mass." dated October 16, 1987, Revised December 1, 1987, December 17, 1987 and May 10, 1988 by Mainville and Pflug, Inc. and recorded as Plan 959 of 1988 in Book 19203 Page 121 at the South Middlesex Registry of Deeds, E. Cambridge, Massachusetts;

(c) as shown on a plan entitled "Gennaro Estates Subdivision of Lot 7 as shown on Land Court Plan #25457-C (filed with Certificate #103242) in Wayland, Mass." dated November 15, 1952, Revised January 13, 1983, January 25, 1983 and March 30, 1953 by MacCarthy & Sullivan Engineering, Inc. on file with the Town Clerk;

(d) as shown on a plan entitled "Land Court Plan of Land in Wayland, Massachusetts owned by Michael G. Bloomberg" dated November 24, 1986 by Hayward, Boynton and Williams, Inc. a copy of which is on file with the Town Clerk;

and to authorize the Board of Road Commissioners or the Board of Selectmen, as the case may be, with the approval of Town Counsel as to form to acquire by purchase, gift, eminent domain or otherwise for highway purposes the fee or any lesser interests, including ease- ments for drainage, slope or otherwise, in the portions of roadways described above; to appropriate a sum of money to compensate the landowners abutting said portions of roadways; and to determine whether such money shall be provided for by taxation, by appropria- tion from available funds, by transfer from funds already appropriated for another purpose, by funds received as grants from the Commonwealth or the Federal Government, by borrowing under authority of Massachusetts General Laws, Chapter 44 or otherwise; or take any action relative thereto.

COMMENTS: In order for new streets to be accepted by the Town several steps must be taken. The roads must meet certain design standards. They must be in existence for a period to demonstrate that they have been constructed properly. There must be a public hearing to receive public input about accepting the roads. The Town must formally accept the roads at Town Meeting. This Article is the opportunity for Town Meeting to accept Griffin Circle, Windy Hill Lane, Gennaro Circle and Barley Lane as Town roads. By the time of Town Meeting the hearing will have taken place and the Planning Board will have approved their acceptance. If this is not the case then the Article will be passed over.

ARGUMENTS OPPOSED: The Town becomes responsible for the maintenance of these roads as well as becoming liable for any injuries sustained upon them.

ARGUMENTS IN FAVOR: The Town has traditionally assumed responsibility for qualified roads and has made them part of the Town's 110 miles of road system.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority (Massachusetts General Laws, Chapter 82, Section 23); however, a two-thirds vote is required if money is expended or the Town's eminent domain powers are exercised - see Massachusetts General Laws, Chapter 40, Section 14. Also, a two-thirds vote is required for borrowing - See, Massachusetts General Laws, Chapter 44, Section 7.

ARTICLE 16. AUTHORIZE SELECTMEN TO PETITION GENERAL COURT TO ENACT A SPECIAL ACT TO PROVIDE FOR THE FISCAL STABILITY OF THE TOWN OF WAYLAND

rejected

Proposed by: Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth of Massachusetts to enact the following act to provide for the fiscal stability of the Town of Wayland:

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. Notwithstanding the provisions of section twenty-one C of chapter fifty-nine of the General Laws or any other general or special law to the contrary, the provisions of this act shall apply to the Town of Wayland.

SECTION 2. The total taxes assessed in the Town of Wayland for any fiscal year commencing after June 30, 1991, shall not exceed an amount equal to the allowable Wayland tax growth factor for said fiscal year multiplied by the maximum levy limit for Wayland for preceding fiscal year as determined by the commissioner of revenue; provided, however, that the total taxes assessed may be further increased by those amounts approved in accordance with the provisions of paragraph (g) of section twenty-one C of chapter fifty-nine of the General Laws; and provided, further, that the total amount of taxes assessed for the then current fiscal year may also be increased by an amount equal to the tax ratio for the preceding fiscal year multiplied by the amount of increase in the assessed valuation of any parcel of real, or article of personal property over the assessed valuation of such property during the prior year which shall become subject to taxation for the first time, or is taxed as a separate parcel for the first time during such fiscal year, or which has had an increase in its assessed valuation over the prior year's valuation unless such increased assessed valuation is due to a certified revaluation of the entire Town of Wayland.

As used in this section, the following terms shall have the following meanings:

"Allowable Wayland tax growth factor" for a fiscal year means a number which equals one-third of the sum derived from adding together for each of the three calendar years ending immediately prior to said fiscal year the quotients which result from dividing the annual index of the Implicit Price Deflator for Gross National Product, State and Local

Government Purchases of Goods and Services, as determined by the Bureau of Economic Analysis of the United State Department of Commerce for each of said calendar years, by said annual index for the calendar year immediately preceding each of said calendar years. In calculating the allowable Wayland tax growth factor for any fiscal year, the index for a calendar year that was used in prior calculations shall be used in subsequent calculations involving said calendar year, taking into account the most recent periodic adjustment made in said index by the Bureau of Economic Analysis for said calendar year.

Total taxes assessed, the net amount to be raised by any ad valorem tax levied on the real estate and personal property within the Town of Wayland.

SECTION 3. The Town of Wayland may by a separate two-thirds vote at a special or annual town meeting approve the assessment of taxes in excess of the amount allowed in section one for the payment of principal and interest on bonds or notes issued or authorized to be issued by the Town of Wayland for any purpose for which the town may incur debt payable over a term of ten years or longer under section seven or section eight of chapter forty-four of the General Laws or any other general or special law authorizing borrowing by the Town of Wayland; for the payment of the Town of Wayland's apportioned share of the principal and interest on such bonds or notes issued by a regional governmental unit and for capital outlay expenditures for any municipal purpose for which the Town of Wayland would be authorized to borrow money under section seven or section eight of chapter forty-four of the General Laws.

SECTION 4. The total taxes assessed in the Town of Wayland, as determined under this act, shall not exceed in any fiscal year the limitation specified in paragraph (b) of section twenty-one C of chapter fifty-nine of the General Laws.

SECTION 5. Except as otherwise provided herein, the provisions of section twenty-one C of chapter fifty-nine of the General Laws shall be applicable to the Town of Wayland.

SECTION 6. a The Board of Selectmen of the Town of Wayland shall cause ~~the following~~ question to be placed on the official ballot for the annual town election to be held in said town in the year next following the year in which this act is passed or any earlier special town election called by them for the purpose:

or take any action relative thereto.

COMMENTS: The Town of Belmont petitioned the General Court for adoption of a similar special act in 1990; more recently, similar petitions have been approved, or are now under consideration, in other Massachusetts towns.

The purpose of the Act is to make two changes in the way Proposition 2 1/2 establishes limits on the annual allowable increase in the property tax levy.

First, Section 2 substitutes an inflation index (the average increase over the past three years in the price index for State and Local Government Purchases of Goods and Services) in place of the present fixed allowable increase of two and one-half percent in the levy. This provision ensures that the tax levy in the Town of Wayland for any fiscal year will generally track the recent changes in the level of prices relevant to conducting state and local government activities. If

inflation averages 6 percent during the three-year period, then the tax levy in Wayland may be increased by an amount not to exceed 6 percent. Conversely, if prices have fallen at an average rate of 6 percent during the three-year period, the Wayland tax levy for the current fiscal year must be decreased by at least 6 percent. If the prices of conducting government business do not rise or fall on average during the three-year period, the tax levy may not be increased.

Second, Section 3 substitutes a two-thirds vote at town meeting in place of a majority vote for a proposal appearing on the town ballot, in order to approve an exemption from the levy limit of debt service charges on proposed borrowing. The effect is to simplify the procedure for exempting debt service and authorizing the issuance of bonds for approved borrowing. At present this requires approval by a majority vote on the ballot and a two-thirds vote at town meeting. In accordance with Section 3 of the proposed act, a two-thirds vote of approval at town meeting will suffice.

In all other respects, the provisions of Proposition 2 1/2 remain unchanged.

ARGUMENTS OPPOSED: Proposition 2 1/2 is working satisfactorily and neither of the proposed changes is warranted by Wayland's fiscal experience. Both proposed changes have the effect of relaxing the present limits on annual increases in Wayland's tax levy.

ARGUMENTS IN FAVOR: Section 2 introduces a limit on the annual allowable increases in the tax levy which rests on a clear economic rationale -- the rate of increase in the prices associated with the conduct of local government activities. The present fixed limit of 2 1/2 percent is arbitrary and lacking in any economic rationale; in practice, during periods of high inflation, it has proven to be unduly ~~restrictive~~ and a source of fiscal instability in Wayland. The change of procedure in Section 3 will ensure that the decisions to exempt debt service charges from the limit on the annual allowable increase in the tax levy is made at the same time as the borrowing is approved by town meeting, and is subject to the same quantum of vote.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority - see Massachusetts Const. Amendment Article 2, Section 8(1).

ARTICLE 17. NON-CRIMINAL ENFORCEMENT OF BY-LAWS, RULES AND REGULATIONS

Proposed by: Board of Selectmen and Board of Health

To see if the Town will vote to amend the BY-LAWS OF THE TOWN OF WAYLAND, ARTICLE 20, PENALTY, by adding the following new paragraph after the first paragraph thereof: passed

"As an alternative to the foregoing penalty, violations of the following by-laws and sections thereof, codes, rules and regulations, duly adopted by the Town or any of its boards, committees or commissions, may be enforced in the manner provided in Massachusetts General Laws Chapter 40, Section 21D. For the purposes of this paragraph, the specific penalty which is to apply for violations of each such by-law, code, rule or regulation shall be as listed below. Each day on which a violation exists shall be deemed to be a separate offense. The municipal officers or employees whose titles are listed under each by-law, code, rule or regulation shall be deemed to be enforcing officers for each such provision. + no effort made. -

1. Zoning By-Laws; Penalty: $25.00 for the first offense; $50.00 for the second offense; $100.00 for the third offense; and $300.00 for the fourth and each subsequent offense.

   Enforcing persons: Building Inspector/Zoning Enforcement Officer and his/her assistants.

2. Rules and Regulations of the Board of Health; Penalty: $50.00 for each violation.

   Enforcing person: Director of Public Health."

or take any action relative thereto.

COMMENTS: The purpose of this article is to improve the Town's ability to enforce its rules and regulations.

Under current By-Laws, the Town must take enforcement action in criminal court against violators of Town by-laws. Because of their heavy caseload, the Massachusetts courts tend to give these cases low priority, often leading to substantial delays in the enforcement of town by-laws and significant legal costs for the town.

Most of the Town's citizens and businesses comply with Town by-laws or when notified of a violation, take immediate action to meet their obligations under the law. Unfortunately, this is not a universal experience. Some individuals and businesses, aware of the potentially high legal cost to the Town and the significant delays the Town faces in the court system, elect to ignore their responsibilities.

This possibility of high legal costs for enforcement forces the Town to target the most severe violations and ignore other, less serious infractions.

This article would allow the Town By-laws and rules and regulations to be enforced in a manner similar to the control of parking in the Town.

The violations would be handled as a civil offense, with the fines going back to the Town, instead of to the court as is the current procedure. While the absolute dollar amount of the fines is not high, they can be applied on a daily basis, encouraging quicker and fairer application of Town By-laws and rules and regulations.

ARGUMENTS OPPOSED: This Article gives police authority of the Town to Town Departments other than the Police Department. It can be argued that any increase in police powers of the Town is an infringement on the rights and liberties of its citizens.

ARGUMENTS IN FAVOR: This Article will give the Town greater ability to ensure quicker and fairer application of Town rules and regulations.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 41, Section 21D.

ARTICLE 18. TRANSFER AND ABANDONMENT OF DRAINAGE EASEMENT ON FORMER DOW PROPERTY

passed over

Proposed by: Planning Board

To see if the Town will vote:

(a) to instruct the Board of Road Commissioners or the Board of Selectmen, as applicable, with the approval of Town Counsel as to form, to convey, transfer, release, abandon and otherwise dispose of to the Board of Selectmen a certain drainage easement, or part thereof, granted pursuant to that certain Deed from the Dow Chemical Company, a Delaware corporation, as Grantor, to the Town of Wayland, a municipal corporation of Middlesex County, Massachusetts, as Grantee, recorded with the Middlesex South Registry of Deeds in Book 12060, Page 316, and filed for registration with the Middlesex South Registry District of the Land Court as Document Number 488925, said drainage easement shown and identified on a certain plan entitled "Plan of Land in Wayland, Massachusetts. Showing Easement to be conveyed to the Town of Wayland for Drainage Purposes," dated May 28, 1965, prepared by Schofield Brothers, and recorded with the Middlesex South Register of Deeds in Book 12067, Page End; and

(b) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to sell, to convey, release, abandon and dispose of to Stephen R. Karp and Steven S. Fischman, as Trustees of NED Wayland Realty Trust under Declaration of Trust dated as of December 1, 1988 and recorded with the Middlesex South Registry District of the Land Court as Document Number 794470, for nominal consideration, said drainage easement referenced above.

or take any action relative thereto.

COMMENTS: New England Development Corporation (NEDC), developers of the former Dow site, has agreed to extend the present deed restriction - which will otherwise expire on October 15, 1992 - for thirty additional years provided the Town modifies certain portions of the deed restriction and transfers the drainage easement on the property. The original purpose of the drainage easement is unclear, and the Town has not found any reason to retain the easement. NEDC plans to redo the drainage in accordance with the requirements of the Conservation Commission. Development of the site remains subject to political and legal processes, and it is important to note that passage or rejection of this article or the subsequent appearing article will neither negate nor necessarily facilitate any settlement which may exist at the time of Town Meeting vote on the matter.

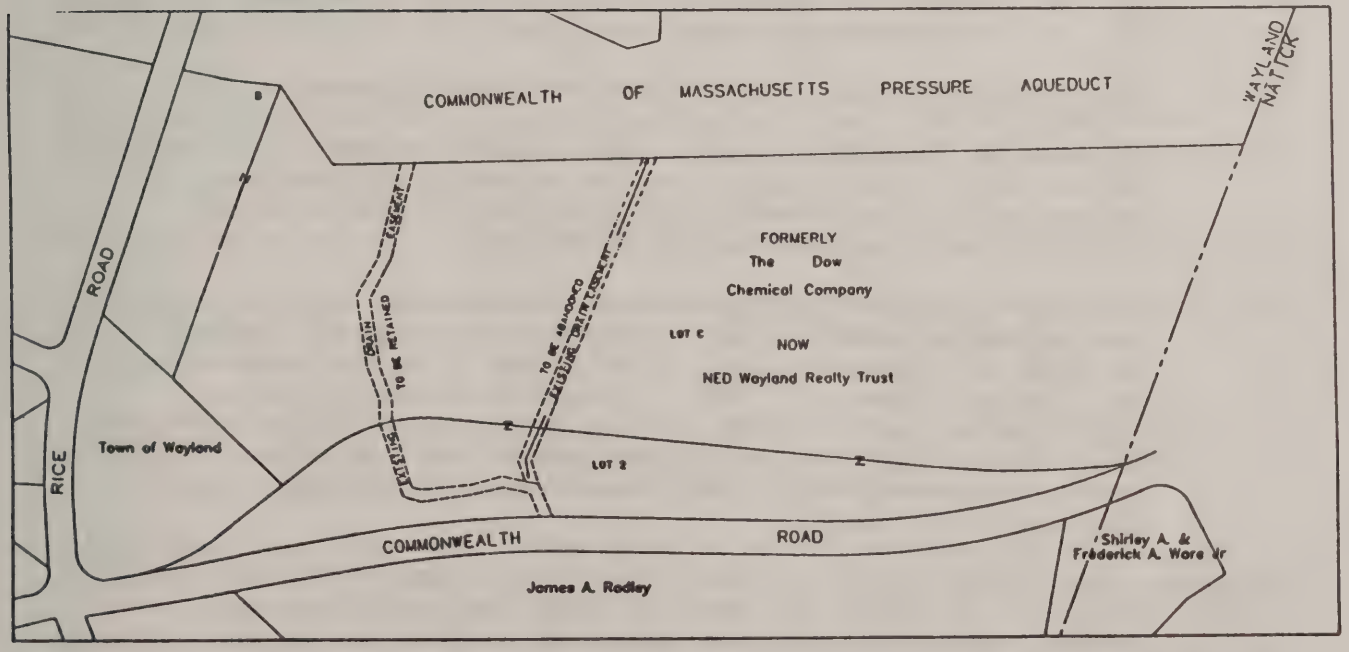
ARGUMENTS OPPOSED: The Finance Committee is aware of none.

ARGUMENTS IN FAVOR: The drainage easement is an unnecessary impediment to development of the former Dow site.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: (a) Two-thirds - see Massachusetts General Laws, Chapter 40, Section 15A.

(b) Two-thirds - see Massachusetts General laws, Chapter 40, Section 15.



ARTICLE 19. AMEND AND EXTEND RESTRICTIONS ON DOW PROPERTY

Proposed by: Planning Board

To see if the Town will vote:

(1) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to enter into an agreement on behalf of the Town of Wayland amending the restrictions imposed on the land conveyed to the Dow Chemical Company by deed of the Trustees of Walnut Hill Farm Trust dated October 15, 1962, recorded in Middlesex South Registry of Deeds Book 10146, Page 486, by:

(A) deleting Paragraph 5 (b) and substituting in place thereof the following:

"(b) The height of any such building will not exceed the greater of the following:

(i) The roof line of any such building will not exceed 16 feet above the highest point of the natural terrain within the foundation line; consistent with this limitation exposed basements are permitted; or (ii) the eave line of any such building will not exceed 10-1/2 feet above the highest point of the natural terrain within the foundation line, and the roof line of so-called hip-roofs and gables extending above the eave line will not exceed 19-1/2 feet above the highest point of the natural terrain with the foundation line; consistent with this limitation exposed basements are permitted;" and,

(b) deleting Paragraph 2 of said deed restrictions;

(2) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to enter into an agreement on behalf of the Town of Wayland extending said restrictions for a period of thirty years from October 15, 1992; and

(3) to accept the foregoing amended and extended deed restrictions running to the benefit of Lot A, owned by the Town of Wayland and shown on a plan entitled "Plan of Land in Wayland & Natick, Mass." dated October 10, 1962, prepared by Everett M. Brooks, Co., dated October 10, 1962, and recorded in Book 10146, Page 486 on October 15, 1962, at the Middlesex County Registry of Deeds, South District, E. Cambridge, Mass.; or take any other action relative thereto.

COMMENTS: The Planning Board is asking the Town to modify and extend a deed restriction on the former Dow site which would otherwise expire in October 1992. When Dow built its laboratory in 1962, certain height and related restrictions were imposed on the property. The basic height restriction is the roof line which shall not exceed 16 feet above the highest point of the natural terrain.
The present owners of the property, New England Development Corporation (NEDC), has expressed a willingness to extend the deed restrictions subject to modification of the restriction dealing with height. If

approved by the Town, NEDC would be authorized to exceed the current height restriction by approximately three feet. If approved, NEDC has said it will conform with all other requirements of the deed restrictions, and extend those restrictions for another 30 years. It is important to note that failure of the Town to approve this article would not prevent NEDC from developing the site or exceeding the present height restrictions once the deed expires.

ARGUMENTS OPPOSED: Many citizens of the Town have vigorously opposed the development and would not approve of any measure that would in any way expand the scope or size of the project.

ARGUMENTS IN FAVOR: Passage of this article would benefit the Town by extending current deed restrictions and thus maximizing the amount of open space preserved. The development itself would add to Wayland's tax base without putting additional strain on Town services.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority.

ARTICLE 20. ACCEPT LOCAL OPTION LAW RE: SMOKE DETECTORS IN PRIVATE RESIDENTIAL DWELLINGS

Proposed by: Board of Selectmen

To see if the Town will vote to accept the provisions of Section 26E of Chapter 148 of the Massachusetts General Laws requiring the installation of smoke detectors in private residential dwellings.

COMMENTS: This state law comes with local options - meaning the Town can decide whether or not to abide by their provisions.

This local option law would require that any residential building, including those used for commercial purposes as well, be equipped with working smoke detectors prior to sale. The seller would be responsible for the installation.

The fire chief may seek penalties for non-compliance with this law.

ARGUMENTS OPPOSED: This law would be difficult for the Town to enforce. In some cases, the law could impose a serious financial burden on property owners.

ARGUMENTS IN FAVOR: Acceptance of this local-option law would promote better fire safety in the Town of Wayland and reduce the risk of death or serious injury to Wayland residents and firefighters.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 148, Section 26E.

Section 26E. Residential buildings or structures; installation of smoke detectors

(a) In any city or town which accepts this subsection, one and two family dwellings occupied in whole or in part for residential purposes and not regulated by section twenty-six A or twenty-six B shall be equipped with approved smoke detectors. Owners of such buildings or structures shall install either an approved monitored battery powered smoke detector or an approved primary power smoke detector on each level of habitation and on the basement level; provided, however, that the head of the fire department shall allow the installation of approved monitored battery powered smoke detectors. Such approved smoke detectors shall be installed in the following manner; an approved smoke detector shall be installed on the ceiling of each stairway leading to the floor above, near the base of, but not within each stairway and an approved smoke detector shall be installed ~~in the following manner; an approved smoke detector shall be installed on the ceiling of each stairway leading to the floor above, near the base of, but not within each stairway and an approved smoke detector shall be installed~~ outside each separate sleeping area.

passed

(b) Buildings or structures occupied in whole or in part for residential purposes and containing not less than three nor more than five units and not regulated by section twenty-six A, twenty-six B or twenty-six C shall be equipped with approved smoke detectors. Owners of such buildings or structures shall install either an approved monitored battery powered smoke detector or an approved primary power smoke detector outside each separate sleeping area; provided, however, that the head of the fire department shall allow the installation of approved monitored battery powered smoke detectors; and provided, further, that in all common hallways and basements of said residential buildings or structures a series of interconnected approved primary power smoke detectors shall be installed.

(c) For the purposes of this section, approved primary power shall mean an alternating current primary source of electric power furnished by an electric power or light company municipally operated or operating under the authority of the department of public utilities which is the primary source of electricity or is a secondary source but is permanently wired thereto and will become operational upon the failure of the primary source of power.

(d) The head of the fire department shall enforce the provisions of this section. The provisions of section thirty shall not apply to this section.

ARTICLE 21. ACCEPT LOCAL OPTION LAW RE: AUTOMATIC SPRINKLER SYSTEMS

Proposed by: Board of Selectmen passed

To see if the Town will vote to accept the provisions of Section 26G of Chapter 148 of the Massachusetts General Laws requiring the installation of automatic sprinkler systems in buildings or additions with more than 7,500 gross square feet of floor area.

COMMENTS: This state law comes with local options - meaning the Town can decide whether or not to abide by their provisions.

This local option law would require automatic sprinklers in most buildings that have a total floor area of 7,500 gross square feet or more. it would also apply to additions to existing buildings of 7,500 gross square feet or more. However, in the case of additions, the owner would only be required to outfit the new section with automatic sprinklers, not the entire building. The State Fire Marshall, in a letter to Chief Michael Murphy of the Wayland Fire Department, indicated that the law would be prospective in nature. Therefore, it would only apply to new construction or "substantial renovations" occurring after the law is adopted by the Town.

The fire chief may seek penalties for non-compliance with this law.

ARGUMENTS OPPOSED: This law would be difficult for the Town to enforce. In some cases, the law could impose a serious financial burden on property owners.

ARGUMENTS IN FAVOR: Acceptance of this local-option law would promote better fire safety in the Town of Wayland and reduce the risk of death or serious injury to Wayland residents and firefighters.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 148, Section 26G.

Section 26G. Nonresidential buildings or additions; automatic suppressant or sprinkler systems

In any city or town which accepts the provisions of this section, every building of more than seventy-five hundred gross square feet in floor area or every addition of more than seventy-five hundred gross square feet in floor area shall be protected throughout with an adequate system of automatic sprinklers in accordance with the provisions of the state building code; provided, however, that in the case of said addition, such an adequate system of automatic sprinklers shall be installed in said addition only. No such sprinkler system shall be required unless sufficient water and water pressure exists. For purposes of this section, the gross square feet of a building or addition shall include the sum total of the floor areas for all floor levels, basements and sub-basements, measured from outside walls, irrespective of the existence of interior fire resistive walls, floors and ceilings.

In such buildings or additions, or in certain areas of such buildings or additions, where the discharge of water would be an actual danger in the event of fire, the head of the fire department shall permit the installation of such other fire suppressant systems as are prescribed by the state building code in lieu of automatic sprinklers. Automatic suppressant or sprinkler systems shall not be required in rooms or areas of a telephone central office equipment building when such rooms or areas are protected with an automatic fire alarm system. Sprinkler systems shall not be required in a one story building having a fire resistance rating as prescribed in the state building code that is used solely for offices provided the building is protected by an automatic fire alarm system. Sprinkler systems shall not be required in open-air parking structures, defined as: buildings, structures, or portions thereof, used for parking motor vehicles and having not less than twenty-five per cent of the total wall area open to atmosphere at each level, utilizing at least two sides of the structure. This section shall not apply to buildings or additions used for residential purposes.

The head of the fire department shall enforce the provisions of this section.

Whoever is aggrieved by the head of the fire department's interpretation, order, requirement, direction or failure to act under the provisions of this section, may, within forty-five days after the service of notice thereof, appeal from such interpretation, order, requirement, direction or failure to act to the automatic sprinkler appeals board as provided in section two hundred and one of chapter six.

ARTICLE 22. ACCEPT LOCAL OPTION LAW RE: AUTOMATIC SPRINKLER SYSTEMS IN NEW RESIDENTIAL BUILDINGS WITH FOUR OR MORE DWELLING UNITS

Proposed by: Board of Selectmen

To see if the Town will vote to accept the provisions of Section 26I of Chapter 148 of the Massachusetts General Laws requiring installation of automatic sprinkler systems in newly constructed residential buildings with four or more dwelling units and in major alterations of such existing buildings.

COMMENTS: This state law comes with local options - meaning the Town can decide whether or not to abide by their provisions.

This local option law applies to private dwellings, and requires smoke detectors on each level of one and two family homes. In some cases, this law would also apply to multiple family dwellings or apartment buildings.

The fire chief may seek penalties for non-compliance with this law.

ARGUMENTS OPPOSED: This law would be difficult for the Town to enforce. In some cases, the law could impose a serious financial burden on property owners.

ARGUMENTS IN FAVOR: Acceptance of this local-option law would promote better fire safety in the Town of Wayland and reduce the risk of death or serious injury to Wayland residents and firefighters.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 148, Section 26I.

Section 26I. Residential construction; automatic sprinkler systems

In a city, town or district which accepts the provisions of this section, any building hereafter constructed or hereafter substantially rehabilitated so as to constitute the equivalent of new construction and occupied in whole or in part for residential purposes and containing not less than four dwelling units including, but not limited to, lodging houses, boarding houses, fraternity houses, dormitories, apartments, townhouses, condominiums, hotels, motels and group residences, shall be equipped with an approved system of automatic sprinklers in accordance with the provisions of the state building code. In the event that adequate water supply is not available, the head of the fire department shall permit the installation of such other fire suppressant systems as are prescribed by the state building code in lieu of automatic sprinklers. Owners of buildings with approved and properly maintained installations may be eligible for a rate reduction on fire insurance.

ARTICLE 23. ACCEPT LOCAL OPTION LAW RE: AUTOMATIC SPRINKLER SYSTEMS IN BOARDING AND LODGING HOUSES

passed

Proposed by: Board of Selectmen

To see if the Town will vote to accept the provisions of Section 26H of Chapter 148 of the Massachusetts General Laws requiring the installation of automatic sprinklers in boarding houses and lodging houses.

COMMENTS: This state law comes with local options - meaning the Town can decide whether or not to abide by their provisions.

This local option law would apply to boarding houses or lodging houses and would require automatic sprinklers in these buildings within five years of the Town's adoption of the law. Rest Homes and group residences would not be considered boarding houses.

The fire chief may seek penalties for non-compliance with this law.

ARGUMENTS OPPOSED: This law would be difficult for the Town to enforce. In some cases, the law could impose a serious financial burden on property owners.

ARGUMENTS IN FAVOR: Acceptance of this local-option law would promote better fire safety in the Town of Wayland and reduce the risk of death or serious injury to Wayland residents and firefighters.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Massachusetts General Laws, Chapter 148, Section 26H.

Section 26H. Lodging or boarding houses; automatic sprinkler systems

In any city or town which accepts the provisions of this section, every lodging house or boarding house shall be protected throughout with an adequate system of automatic sprinklers in accordance with the provisions of the state building code. No such sprinkler system shall be required unless sufficient water and water pressure exists. In such buildings or in certain areas of such buildings, where the discharge of water would be an actual danger in the event of a fire, the head of the fire department shall permit the installation of such other fire suppressant systems as are prescribed by the state building code in lieu of automatic sprinklers. The head of the fire department shall enforce the provisions of this section.

For the purposes of this section "lodging house" or "boarding house" shall mean a house where lodgings are let to six or more persons not within the second degree of kindred to the person conducting it, but shall not include fraternity houses or dormitories, rest homes or group residences licensed or regulated by agencies of the commonwealth.

Any lodging or boarding house subject to the provisions of this section shall be equipped with automatic sprinklers within five years after acceptance of this act by a city or town.

Whoever is aggrieved by the head of the fire department's interpretation, order, requirement or direction under the provisions of this section, may within forty-five days after the service of notice thereof, appeal from such interpretation, order or requirement to the board of appeals of the fire safety commission as provided in section two hundred and one of chapter six.

ARTICLE 24. AMENDMENT TO 1989 BORROWING AUTHORIZATION

Passed by 2/3

Proposed by: School Committee

To see if the Town will vote to amend its vote under Article 8 at the 1989 annual town meeting to provide that $1,400,000 of the ~~$2,800,000~~ $2,800,000 borrowing that was authorized under Chapter 645 of the Acts of 1948, for planning, design, remodeling, reconstructing and making extraordinary repairs to school buildings may be borrowed under either said Chapter 645 or Massachusetts General Laws, Chapter 44, Section 7(3A); or take any action relative thereto.

COMMENTS: At the 1989 annual town election, the voters approved a debt service exclusion for the bonds issued to renovate and upgrade the five schools and the Town Building. Article 8 of the 1989 Town Meeting authorized $13,798,000 in renovations, a portion of which was to be spent on preparing Loker School for reopening. The school funds were to be borrowed under Chapter 645 of the Acts of 1948 (the School Building Assistance Bureau, known as SBAB), and the Town Building funds were to be borrowed under General Law Chapter 44. The money for the Town Building renovations has been borrowed and the work is in progress.

The SBAB approved the school construction project in 1989, but has not released the funds to pay for it. The Town is diligently pursuing that funding. The School Committee, responding to overcrowding at the elementary schools, proposes that the $1.4 million budgeted for reopening Loker School be borrowed now, and the debt be retired at whatever time the SBAB provides reimbursement. Payments on the debt would increase the Wayland tax rate by eight tenths of one percent if the money were borrowed for 20 years at 6% interest; a tax bill of $3,000 would be increased to $3,024 for each year until receipt of the SBAB reimbursement.

This article seeks to amend the 1989 article by authorizing the town to borrow $1.4 million under either Chapter 645 or Chapter 44. The Massachusetts Department of Revenue has stated that the change in nature of the borrowing will not affect the validity of the 1989 debt exclusion, so a ballot question is not necessary.

Passage of this article will permit the Town to borrow $1.4 million and begin renovation of the Loker School now, without waiting for SBAB reimbursement.

ARGUMENTS OPPOSED: Any increase, however small, to the tax rate is not desired during a time of economic recession. Reopening Loker School will result in higher operating costs for the school system. Less expensive possible solutions to the overcrowding in the elementary schools include use of portable classrooms, building an addition to Happy Hollow or Claypit Hill, and shifting some students to the less crowded secondary school buildings. There is a possibility that the SBAB could interpret our construction without their funding as a sign that Wayland's need for the money is less than urgent.

ARGUMENTS IN FAVOR: The crowding in the elementary schools must be relieved. By September of 1992, the elementary population will have increased to the point where it will no longer be possible to shoe horn all the students into the Happy Hollow and Claypit Hill schools. The School Committee considered alternative solutions to the problem and selected the reopening of Loker as the most effective. Because of the depressed construction market, this is an excellent time to obtain a low price on the construction contract. The construction funds will be reimbursed by the state. This year Wayland has been able to issue bonds at a very favorable interest rate. The cost to taxpayers of borrowing the money until we receive the SBAB funds is only approximately $24 per household per year.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Two-thirds - see Massachusetts General Laws, Chapter 44, Section 7.

ARTICLE 25. TRANSFER AND CONVEY RIVERVIEW AVENUE PROPERTY

Proposed by: Board of Selectmen

To see if the Town will vote:

a) to instruct the Board of Selectmen and Town Treasurer/Collector, with the approval of Town Counsel as to form, to transfer, convey, abandon, release or otherwise dispose of to the Board of Selectmen a parcel of land known as Lot #37 Riverview Avenue, as shown as belonging to Albert L. and Edna G. Martin on a plan entitled "A Plan and Profile of Riverview Avenue, Wayland, MA" dated 10/21/47 by Everett M. Brooks Company, Civil Engineers, recorded as Plan #276 of 1948 in Book 7263, Page 474, in the South Middlesex County Registry of Deeds, East Cambridge, Massachusetts and containing 15,600 square feet, more or less, acquired by the Town through the tax title procedure, for the purpose of selling said land;

b) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to sell, convey and dispose of in accordance with Massachusetts General Laws Chapter 30B, Section 16 or Massachusetts General Laws Chapter 60, Section 77B, after a public auction, for a sum of money not less than the fair market value thereof, all or any portion of the above described parcel of land; and

c) to transfer the proceeds derived from the sale of the above described land to the Housing Fund to the extent that there are monies available after the Town has been reimbursed for unpaid taxes, interest and the costs of such sale, and after the sum of $1,100 has been transferred from said proceeds to the Allen Fund in accordance with the vote of the 1977 Annual Town Meeting under Article 17; or take any action relative thereto.

COMMENTS: This Article authorizes the sale at public auction of land seized for unpaid taxes in the early 1970's. The Town has no use for the property. The proceeds of the sale, if any, after deduction of expenses, including past taxes, interest, and legal fees, will be transferred to an account established to purchase land for affordable housing in Wayland.

ARGUMENTS OPPOSED: Town land is a valuable asset and never should be sold.

ARGUMENTS IN FAVOR: The Town has no use for this land and will use the proceeds to help meet a recognized need for affordable housing in Wayland.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE:
a) Two-thirds - see Massachusetts General Laws, Chapter 40, Section 15A.
b) Majority - see Massachusetts General Laws, Chapter 40, Section 3.
c) Majority.

ART. 26
ART. 25
SUDBURY
WAYLAND
SHORE
DRIVE
CIRCLE
ROAD
AVENUE
OVERLOOK
RIVERVIEW
WAYLAND RIVER
The United States of America TRACT 2000 17.0 ACRES
The United States of America TRACT 275 18.9 ACRES
Town of Wayland
Wayland Rod & Gun Club, Inc. 14.51 ACRES
Bernard James O'Day 38,600
Carol E. Lindbohm & Evelyn Wood
Wayland Rod & Gun Club, Inc.
John C. & Mary E. Chrysanicas 75,78,77,78
Joseph A. Lamacchia & Dawn M. O'Brien
Richard & Ruth Fisher
Herman & Aurora Barrera
Humberto & Sheila J. Loayza
Richard E. Manelis
Dieter F. & Sabine U. Schwartzer
Michael E. & Gail E. Anderson
Gary & Sheryl Berenson
Tova & Joe Diamond
Reid & Charlotte Crockett
David L. Arnheim & Kathleen L.
William L. & Margaret L. Leahy 3.23 ACRES
Preston 13,500
Way Holmes

ARTICLE 26. TRANSFER AND CONVEY RIVERVIEW CIRCLE PROPERTY

Proposed by: Board of Selectmen

passed

To see if the Town will vote:

a) to instruct the Board of Selectmen and Town Treasurer/Collector, with the approval of Town Counsel as to form, to transfer, convey, abandon, release or otherwise dispose of to the Board of Selectmen a parcel of land in that part of Wayland called Riverview Circle, being shown as Lot #84 Riverview Terrace on a plan recorded in Plan Book 339, Page 41 and described in a deed recorded in Book 13325, Page 056 at the Middlesex County South District Registry of Deeds, East Cambridge, MA and containing 2,500 square feet, more or less, acquired by the Town through the tax title procedure, for the purpose of selling said land;

b) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to sell, convey and dispose of in accordance with Massachusetts General Laws Chapter 30B, Section 16 or Massachusetts General Laws Chapter 60, Section 77B, after a public auction, for a sum of money not less than the fair market value, all or any portion of the above described parcel of land;

c) to transfer the proceeds derived from the sale, if any, of the above described land to the Housing Fund to the extent there are monies available after the Town has been reimbursed for unpaid taxes, interest and the costs of said sale; or take any other action relative thereto.

COMMENTS: This Article authorizes the sale at public auction of land seized for unpaid taxes in the 1970's. The Town has no use for the property. The proceeds of the sale, if any, after deduction of expenses, including past taxes, interest, and legal fees, will be transferred to an account established to purchase land for affordable housing in Wayland.

ARGUMENTS OPPOSED: Town land is a valuable asset and never should be sold.

ARGUMENTS IN FAVOR: The Town has no use for this land and will use the proceeds to help meet a recognized need for affordable housing in Wayland.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE:
a) Two-thirds - see Massachusetts General Laws, Chapter 40, Section 15A.
b) Majority - see Massachusetts General Laws, Chapter 40, Section 3.
c) Majority.

ARTICLE 27. TRANSFER AND CONVEY KNOLLWOOD LANE PROPERTY

Proposed by: Board of Selectmen

passed unanimously

To see if the Town will vote:

(a) to instruct the Board of Selectmen and Town Treasurer/Collector, with the approval of Town Counsel as to form, to transfer, convey, abandon, release or otherwise dispose of to the Board of Selectmen a parcel of land shown as Lots 90 and 91 on Plan of Dudley Lake Shores B recorded with the Middlesex South District Registry of Deeds and described in a deed dated November 16, 1964, from Ethel J. Dudley to the Town of Wayland and recorded in Book 11407, Page 516 at the Middlesex County South District Registry of Deeds, East Cambridge, MA and containing 4,530 square feet, more or less, acquired by the Town as a gift, for the purpose of selling said land;

(b) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to sell, convey and dispose of in accordance with Massachusetts General Laws, Chapter 30B, Section 16, after a public auction, for a sum of money not less than the fair market value, all or any portion of the above described parcel of land; and

(c) to transfer the proceeds derived from the sale of the above described land to the Housing Fund or take any other action relative thereto.

COMMENTS: This Article authorizes the sale at public auction of land (.1 acre) given to the Town as a gift in 1964 as part of the Dudley Pond Development. The Town has no use for the property. The proceeds of the sale, if any, after deduction of expenses, will be transferred to an account established to purchase land for affordable housing in Wayland.

ARGUMENTS OPPOSED: Town land is a valuable asset and never should be sold.

ARGUMENTS IN FAVOR: The Town has no use for this land and will use the proceeds to help meet a recognized need for affordable housing in Wayland.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE:
(a) Two-thirds - see Massachusetts General Laws, Chapter 40, Section 15A.
(b) Majority - see Massachusetts General Laws, Chapter 40, Section 3.
(c) Majority.

DUDLEY POND
ART. 27
ART. 28
Town Of Wayland
SUNSET
LAKEVIEW
ROAD
POND
DRIVE
CURTISS
ROAD
DORAN
ROAD
MATHEWS
AVENUE
MATHEWS
DRIVE
COTTAGE ROAD
BENT
LANE
AVENUE
MAIN
Town of Wayland
2.709 ACRES
Town of Wayland
1.115 ACRES
Town of Wayland
10.08 ACRES
1.13 ACRES
Saint Zephryn's Cemetery
Roger S. Cassavant
Raymond J. &
Dorothy A. Branagan
John C. Shelton
Mathew A. &
Helen L. Branagan
Kemp Pearson &
Ellen Randall
William R. Kirby
Elissa F.
Pogorski
Carl Frederick
Arthur Gerber
Edward H. Jr. &
Barbara J. Young
David Mahlowitz
Edward H. &
Dorothy J. Young
Richard L. Spinelli
Town Of Wayland
David Dean &
Deborah Portyrata
Stanley H.Jr.&
Jaqueline C.
Ducharme
Robert S. Ross
Louis J. &
Margaret M. Pellegri
Thomas P. &
Kathleen T.
Robinson
Cecil J. &
Edrese H.
Chiselett
Paul J. &
Katherine M.
Franchi
Robert S.
Campbell
Peter C. &
Doreene C.
Lavenson
Henry F. &
Hazel
Weisenburger
Wayland
Housing
Authority

ARTICLE 28. TRANSFER AND CONVEY DORAN ROAD PROPERTY

Proposed by: Board of Selectmen

To see if the Town will vote: pass over

(a) to instruct the Board of Road Commissioners, with the approval of Town Counsel as to form, to transfer, convey, abandon, release or otherwise dispose of to the Board of Selectmen for the purpose of selling a portion of the parcel of land shown as Lots 90 and 91 of Maps 47C and 45, off Doran Road, Shown on a plan entitled "Plan of Land in Wayland, Mass. Prepared for Michael J. Miller" dated March 11, 1991 prepared by Daniel A. Moniz, Professional Land Surveyor, on file with the Town Clerk, containing 0.8 of an acre, more of less, acquired by the Town in 1968 from Rupbert Doyle for highway purposes;

(b) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to sell, convey and dispose of in accordance with Massachusetts General Laws, Chapter 30B, Section 16, after a public auction, for a sum of money not less than the fair market value, all or any portion of the above described parcel of land; and

(c) to transfer the proceeds derived from the sale of the above described land to the Housing Fund; or take any other action relative thereto.

COMMENTS: This Article authorizes the sale at public auction of a portion of Town owned land on Doran Road. The Town has no use for the property. It was acquired by the Town in 1968 for highway purposes. The proceeds of the sale, after deduction of expenses, including past taxes, interest, and legal fees, will be transferred to an account established to purchase land for affordable housing in Wayland.

ARGUMENTS OPPOSED: Town land is a valuable asset and never should be sold.

ARGUMENTS IN FAVOR: The Town has no use for this land and will use the proceeds to help meet a recognized need for affordable housing in Wayland.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE:
(a) Two-thirds - see Massachusetts General Laws, Chapter 40, Section 15A.
(b) Majority - see Massachusetts General Laws, Chapter 40, Section 3.
(c) Majority.

ARTICLE 29. TRANSFER AND ABANDON ORCHARD LANE ACCESS EASEMENT

Proposed by: Board of Selectmen

passed

To see if the Town will vote:

(a) to instruct the School Committee, Board of Road Commissioners and/or Board of Selectmen to transfer, convey, abandon, release or otherwise dispose of to the Board of Selectmen an access easement running between and over a portion of #45 Orchard Lane and #49 Orchard Lane shown as "Reserved for Future Road" on a plan of land entitled "Subdivision Plan of Land in Wayland" dated 07/19/56, by William J. Ford, Jr., Civil Engineer registered on October 14, 1957 as Plan 4303G in the Land Registration Office of the South Middlesex County Registry of Deeds, East Cambridge, MA, for the purpose of abandoning and releasing said easement to the owners of the land underlying said easement:

(b) to authorize the Board of Selectmen, with the approval of Town Counsel as to form, to abandon, release or otherwise dispose of to the owners of the land underlying said easement, the above described easement for a sum of money not less than the fair market value thereof; and

(c) to transfer the proceeds derived from the disposition of the above described easement to the Housing Fund; or take any other action relative thereto.

COMMENTS: This Article authorizes the disposal or release at fair market value of an access easement between 45 Orchard Lane and 49 Orchard Lane. The Town does not need this easement. A similar request for abandonment of this easement was turned down at the 1967 Annual Town Meeting.

ARGUMENTS OPPOSED: This easement may have greater value in the future and should not be sold or transferred.

ARGUMENTS IN FAVOR: The Town has no use for this easement and will use the proceeds to help meet a recognized need for affordable housing in Wayland.

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: (a) Two-thirds - see Massachusetts General Laws, Chapter 40, Section 15A.
(b) Majority.
(c) Majority.

ART. 29
ORCHARD LANE
ORCHARD ROAD
HOLIDAY ROAD
EAST ROAD
40' DRAIN EASEMENT
40' DRAIN EASEMENT
R.O.W.
Lawrence Jay & Margaret Krakauer
#15
43,830
47,710
William J. & Carolyn B. Meek
#21
43,500
Hill
#23
Frederick A. & Harriet E.B. Hewett
37,253
First Parish in Wayland
#16
32,181
Lawrence W. & Alison R. Casseee
#18
29740
Robert E. & Carlota S. Cummings
#22
31,050
Preston B. & Nancy M. Keith
#20
33,098
Lawrence E. & Beatrice M. Sandcock
#42
40,048
Rutherford & Jane Harris
#17
40,085
Ann B. Moses
42,057
Martin C. Barbe & Paulina Davis
#54
42,414
Hendrick & Mei-Lan Brookman
#50
40,714
Terry J. Albright
Joan Lucas Spencer
#58
43,872
Richard C. & Terry K. Albright
45,058
Curtis D. & Mildred L. Engberg
42,816
#60
Patricia Mary Fay
Lona A. Leone
#55
38,098
Paul & Rachel Bau
42,208
Francis T. &
#45
Patricia A. McQueeney
Eric B. & Barbara M. Sheffield
#9
31,687
Yoon Hee & Shinhee Kang
#78
40,890
Elyner Ahlman
17,381
Donald S. & Jennifer R. Thulin
#41
40,012
John L. & Evelyn C. Neumeyer
#1
40,204
Madeline K. Sifantus
#7
44,022
Sally A. Todd
#37
40,131
Gerrit B. & Gerritdina A. Postema
#11
43,769
Mutsuhiko & Takako Minami
#15
43,618
Anne S. Harrigan
#19
43,480
Charles B. & Ann T. Segal
#4
57,169
#72
21,600
Paul F. & Caroline Kordell
Clifford L. & Dorothy A. Wedlock
#66
21,600
Christopher H. Reynolds
#8
91,010
George H. & Barbara R. Harris
#12
110,600
Donald W. & Lois H. Davis
#16
47,878
David R. & Kathryn A. Goldner
148,132
Richard W. & Christine B. Keller
#22
43,286
Na'Ama Ansell
#18
42,171
#20
182,203
William S. Roman
117,095
Wayland Bay Colony Associates Inc.
152,133
Wayland Bay Colony Associates Inc.
Paul W. Sullivan
#53
14.16 ACRES
PARCEL A
Richard C. & Janette A. Howland
.3 AC.
#44
41,548
Rodney C. & Deborah M. Emery
4.08 ACRES

ARTICLE 30. TRANSFER AND ABANDON PART OF DUDLEY ROAD DRAINAGE AND PAVING EASEMENT

Proposed by: Surface Water Quality Committee

To see if the Town will vote:

(a) To instruct the Board of Road Commissioners or the Board of Selectmen, as applicable, with the approval of Town Counsel as to form, to convey, transfer, release, abandon or otherwise dispose of to the Board of Selectmen a portion of a certain drainage and paving easement, taken by the Board of Selectmen, pursuant to an order of taking dated November 6, 1989 and registered in the Land Registration Office at the Middlesex County South District Registry of Deeds on November 14, 1989, as Document No. 810847, said drainage and paving easement is shown and identified on a certain plan of land entitled "Plan of Land in Wayland, Mass., Showing Easement To Be Acquired at Dudley Road by the Town of Wayland," scale 1"=20', date: November 6, 1989, prepared by: Storch Associates, Boston, MA and registered with the Land Registration Office at the Middlesex South District Registry of Deeds with said Document No. 810847, for the purpose of releasing and abandoning a portion of said easement;

(b) To authorize the Board of Selectmen, with the approval of Town Counsel as to form, to sell, convey, release, abandon or otherwise dispose of to the owners of the underlying land, for ~~a sum of money~~ $1.00 not less than the fair market value thereof, a portion of said drainage and paving easement referenced above;

(c) To transfer the proceeds derived from the disposition of a portion of the above described easement to the Proceeds from the Sale of Town Land for Housing Fund; or take any other action relative thereto.

Irene Pavelis

COMMENTS: This Article authorizes the disposal or release, at fair market value, of a portion of a drainage and paving easement on Dudley Road. The Town acquired this easement in 1989 for a price of $1,000 to allow drainage improvements and related paving for a portion of Dudley Road. This Article would allow the Town to release to the current owners of the land, any part of the acquired easement not required for Dudley Road.

The proceeds of the sale or disposal of the easement, if any, after deduction of expenses and legal fees, will be transferred to an account established to purchase land for affordable housing in Wayland.

ARGUMENTS OPPOSED: This easement may have greater value in the future and should not be sold or transferred.

ARGUMENTS IN FAVOR: The Town has no use for a portion of this easement and will use the proceeds to help meet a recognized need for affordable housing in Wayland.

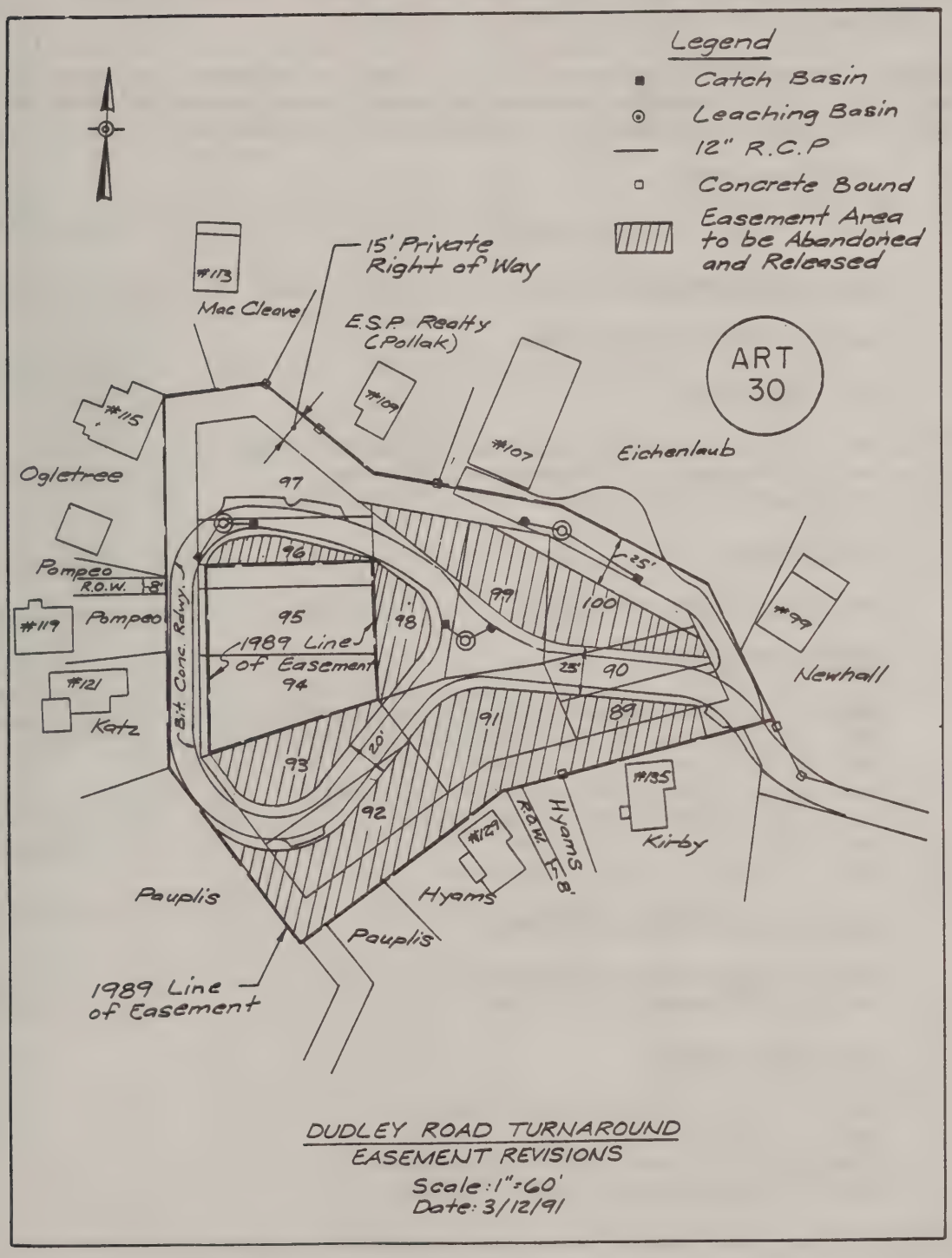
RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: (a) Two-thirds - see Massachusetts General Laws,

Chapter 40, Section 15A.

(b) Two-thirds - see Massachusetts General Laws, Chapter 40, Section 15.

(c) Majority.



ARTICLE 31. SELL OR TRADE VEHICLES AND EQUIPMENT

Proposed by: Board of Selectmen

To see if the Town will vote to authorize the Selectmen to sell or otherwise dispose of certain vehicles, equipment, or other personal property in connection with the purchase of new vehicles, equipment, or otherwise; or take any action relative thereto.

passed 10:45 pm.

COMMENTS: Authorization by a vote of the Town is necessary in order to sell, trade, or otherwise dispose of Town property valued at $200 or more. The following items are scheduled for disposal in FY 92.

WATER DEPARTMENT

One (1) 1988 Chevrolet Van

BUILDING DEPARTMENT

One (1) 1984 Ford LTD Sedan

FIRE DEPARTMENT

Keep — One (1) 1960 American LaFrance 75' Ladder Truck
Keep — One (1) Engine 3, 1963 American Lafrance
Approximately 4,000 feet of 2 1/2" Fire Hose

TOWN SURVEYOR

One (1) 1983 Chevrolet Van

HIGHWAY DEPARTMENT

One (1) 1984 FMC Vanguard 4000 Street Sweeper no more street sweeper.
One (1) 1979 Mack 10 Ton Dump Truck no value
One (1) 1981 GMC Pick-Up Truck
Keep One (1) 1977 John Deere Skid Steer Loader
One (1) 1969 Woodchuck Wood Chipper
Keep One (1) 1974 I. R. Compressor
Keep One (1) 1981 GMC Pick-Up Truck

PARK AND RECREATION DEPARTMENT

One (1) 1980 John Deere Tractor
One (1) 1976 Woodchuck Chipper

POLICE DEPARTMENT

One (1) 1984 Ford LTD 4-Door Sedan
One (1) 1988 Ford LTD 4-Door Sedan
Three (3) 1989 Ford LTD 4-Door Sedans
Two (2) 1990 Ford LTD 4-Door Sedans

RECOMMENDATION: The Finance Committee recommends approval of this Article.

QUANTUM OF VOTE: Majority.

ARTICLE 32. AUTHORIZE TREASURER TO BORROW

Proposed by: Board of Selectmen Estimated Cost: $10,000

To see if the Town will authorize the Treasurer, with the approval of the Selectmen, to borrow monies from time to time in anticipation of the revenue of the fiscal year beginning July 1, 1991 in accordance with the provisions of G. L. Chapter 44, Section 4, and Chapter 849 of the Acts of 1969, both as amended, and to issue a note or notes therefor, payable within one year, and to renew any note or notes that may be given for a period of less than one year in accord with the provisions of G. L. Chapter 44, Section 17, as amended; or take any action relative thereto.

COMMENTS: This Article provides for short-term borrowing in case of need, pending collection of real estate taxes.

passed

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority - see Masschusetts General Laws, Chapter 44, Section 4.

ARTICLE 33. TRANSFER OF FUNDS

passed

Proposed by: Board of Selectmen Estimated Cost: $120,000

To see what sum, if any, the Town will transfer from available funds to meet any of the appropriations made under the foregoing Articles or any assessments levied by the Commonwealth of Massachusetts or Middlesex County; or take any action relative thereto.

COMMENTS: This Article will transfer $120,000 from Pension Reserve Fund to General Fund to pay a portion of the County Retirement Assessment.

RECOMMENDATION: The Finance Committee recommends approval of the Article.

QUANTUM OF VOTE: Majority. See Massachusetts General Laws, Chapter 44, Section 33B.

* * * * * * * * * * *

You are required to serve this Warrant by posting copies thereof, attested by you, at the Town Building, at the Public Library in Wayland Center, at the Cochituate Fire Station, and at the Happy Hollow School, and by mailing or delivering a copy thereof addressed to each residence in the Town, seven days, at least, before the time appointed for the Annual Meeting and fourteen days, at least, before the time appointed for the Special Meeting.

Hereof, fail not and deliver this Warrant with your return thereon to the Town Clerk on or before April 12, 1991.

Given under our hands and seals this 8th day of April, 1991.

Marcia P. Crowley, Chairman
Dorothy M. Harrington, Vice Chairman
George H. Harris
Randy Hoes
Lewis S. Russell

Selectmen of the
Town of Wayland

Donald M. Tucker, Chairman
James F. Barrett
Sema M. Faigen
Walter F. Pope
Robert A. Salsberg
Jane S. Stabile
Robert L. West

Finance Committee

388,000

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388000
62,08000

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TOWN OF WAYLAND
Board of Selectmen
41 COCHITUATE ROAD
WAYLAND, MA 01778

Bulk Rate
U.S. Postage
PAID
Permit No. 16
Wayland, Mass.

POSTAL PATRON

WAYLAND, MASS. 01778